

JEFFREY LANIGAN
MAYOR



JENNIFER GLEASMAN
PURCHASING AGENT

BID TALLY SHEET

BID NUMBER: RFB-2025-002
BID OPENING: 4/24/2025 at 11:00 AM (local time)
BID TITLE: DR-4625NY CITY OF ROME DISASTER RECOVERY
 LINK ROAD CULVERT REPLACEMENT

Vendor	Amount	Bid Security	Date & Time	Initials
Curver Construction Inc.	637,174.00	bid bond ✓	4/24/25 @ 10:41am	(JD)
F.P. Kane Construction Inc.	753,000.00	bid bond ✓	4/24/25 @ 10:40am	(JD)
James Bracy Paving + Excavating	464,994.07	bid bond ✓	4/24/25 @ 10:42am	(JD)
Slate Hill Constructors Inc.	630,854.00	bid bond ✓	4/24/25 @ 10:42am	(JD)
BP Excavation LLC	461,817.50	bid bond ✓	4/24/25 @ 10:02am	(JD)
W. Heaver Excavating Co.	545,585.00	bid bond ✓	4/24/25 @ 10:01am	(JD)
moncew K valley materials inc.	635,229.90	bid bond ✓	4/24/25 @ 10:38am	(JD)
Central Paving Inc.	470,429.00	bid bond ✓	4/24/25 @ 10:48am	(JD)

BIDDER'S CHECKLIST

DR-4625 CITY OF ROME DISASTER RECOVERY LINK ROAD CULVERT REPLACEMENT CITY OF ROME, ONEIDA COUNTY

In order to submit a complete bid, Bidders must submit the following documents:

- Bid Form
- Certified Copy of resolution of Board
- Non Collusive Certification
- Bid Sheets - Link Road Culvert
- Bid Bond
- Affidavit of Workers Compensation
- Iran Divestment Act Certification
- Russia Divestment of Public Funds
- Sexual Harassment Prevention Certification
- D/M/WBE Utilization Goals
- NYS Uniform Contracting Questions

PLEASE DO NOT SUBMIT THE ENTIRE PROJECT MANUAL WITH YOUR BID. BIDDERS SHALL SUBMIT ALL DOCUMENTS PRESENTED IN THIS CHECKLIST ON SINGLE-SIDED SHEETS IN THE EXACT ORDER SHOWN. NO SUBSTITUTION OF FORMS WILL BE ALLOWED. ENTRIES MAY BE TYPED OR LEGIBLY HANDWRITTEN EXCEPT AS SPECIFICALLY NOTED.

BID FORM

PROJECT IDENTIFICATION: DR-4625NY City of Rome Disaster Recovery
Link Road Culvert Replacement
City of Rome, Oneida County

CONTRACT IDENTIFICATION: RFB-2025-002

THIS BID IS SUBMITTED TO: City of Rome

1. The undersigned BIDDER proposes and agrees, if this bid is accepted, to enter into an agreement with OWNER in the form included in the Contract Documents to perform and furnish all work as specified or indicated in the Contract Documents for the Bid Price and Bid Times indicated in this Bid and in accordance with the other terms and conditions of the Contract Documents

2. Bidder accepts all the terms and conditions of the Advertisement or Notice to Bidders and Instruction to Bidders, including without limitation those dealing with the disposition of Bid security. This Bid will remain subject to acceptance for forty-five (45) days after the Bid opening. Bidder will sign and deliver the required number of counterparts of the Agreement with the Bonds and other documents required by the Bidding Requirements within fifteen (15) days after the date of OWNER's Notice of Award

3. In submitting this Bid, BIDDER represents as more fully set forth in the Agreement, that:

a. BIDDER has examined and carefully studied the Bidding Documents and the following Addenda receipt of all which is hereby acknowledged: (List Addenda by Addendum Number and Date)

1 4/8
2 4/17

b. BIDDER has visited the site and become familiar with and is satisfied as to the general, local, and site conditions that may affect cost, progress, performance, and furnishing of the work.

c. BIDDER is familiar with and is satisfied as to all federal, state, and local Laws and Regulations that may affect cost, progress, performance, and furnishing of work.

d. BIDDER is aware of the general nature of work to be performed by OWNER and others at the site that relates to work for which this Bid is submitted as indicated in the Contract Documents

e. BIDDER has correlated the information known to BIDDER, information and observations obtained from visits to the site, reports and drawings identified in the Contract Documents and all

additional examinations, investigations, explorations, test, studies, and data with the Contract Documents

f. BIDDER has given ENGINEER written notice of all conflicts, errors, ambiguities or discrepancies that BIDDER has discovered in the Contract Documents and the written resolution thereof by ENGINEER is acceptable to BIDDER, and the Contract Documents are generally sufficient to indicate and convey understanding of all terms and conditions for performing and furnishing the Work for which this Bid is submitted.

g. This bid is genuine and not made in the interest of or on behalf of any undisclosed person, firm, or corporation and is not submitted in conformity with any agreement or rules of any group, association, organization, or corporation; BIDDER has not directly or indirectly induced or solicited any other BIDDER to submit a false or sham Bid; BIDDER has not solicited or induced any person, firm or corporation to refrain from bidding; and BIDDER has not sought by collusion to obtain for itself any advantage over any other BIDDER or over OWNER.

4. Bidder will complete the Work in accordance with the Contract Documents for the following Unit Bid price:

TOTAL BID LINK ROAD CULVERT REPLACEMENT:

four hundred fifty one thousand eight hundred (use words) seventeen and fifty cents (\$ 451,817.50) (figures)

5. BIDDER agrees that the Work will be substantially completed and ready for final payment before the dates or within the number of calendar days indicated in the Agreement.

BIDDER accepts the provisions of the Agreement as to liquidated damages in the event of failure to complete the Work within the times specified in the Agreement.

6. The following documents are attached to and made a condition of this Bid:

7. All documents set forth in the Bidders Checklist. Communications concerning this Bid shall be addressed in writing to:

Garret Wyckoff
City of Rome
198 Washington St., Rome NY, 13440
315-339-7644
gwyckoff@romecitygov.com

8. Terms used in this Bid will have the meanings indicated in the Instructions.

SUBMITTED on April 24 2025

CONTRACTOR Cody Petras
(Signature of Authorized Representative)

Cody Petras
(Print Name)

Member
(Title)

BIDDER INFORMATION SHEET

NAME OF BIDDER: * BP Excavation LLC

ADDRESS: 764 Burt Rd Little Falls NY 17365

PHONE NUMBER: 315-717-7728

TYPE OF ENTITY: CORPORATION ____ PARTNERSHIP ☒ INDIVIDUAL ____

IF A NONPUBLICLY OWNED CORPORATION:

NAME OF CORPORATION: _____

LIST OF PRINCIPAL STOCKHOLDERS (HOLDING OVER 5% OF OUTSTANDING SHARES):

LIST OF OFFICERS: _____

LIST OF DIRECTORS: _____

DATE OF ORGANIZATION: _____

IF A PARTNERSHIP:

PARTNERS: Cody Petras Anthony Barrette

NAME OF PARTNERSHIP: BP Excavation LLC

DATE OF ORGANIZATION: 7/17

* IF THE BUSINESS IS CONDUCTED UNDER AN ASSUMED NAME, A COPY OF THE CERTIFICATE REQUIRED TO BE FILED UNDER THE NEW YORK GENERAL BUSINESS LAW MUST BE ATTACHED.

**NON-COLLUSIVE BIDDING CERTIFICATION REQUIRED BY
SECTION 139-D OF THE STATE FINANCE LAW**

SECTION 139-D, Statement of Non-Collusion in bids to the State:

BY SUBMISSION OF THIS BID, BIDDER AND EACH PERSON SIGNING ON BEHALF OF BIDDER CERTIFIES, AND IN THE CASE OF JOINT BID, EACH PARTY THERETO CERTIFIES AS TO ITS OWN ORGANIZATION, UNDER PENALTY OF PERJURY, THAT TO THE BEST OF HIS/HER KNOWLEDGE AND BELIEF:

[1] The prices of this bid have been arrived at independently, without collusion, consultation, communication, or agreement, for the purposes of restricting competition, as to any matter relating to such prices with any other Bidder or with any competitor;

[2] Unless otherwise required by law, the prices which have been quoted in this bid have not been knowingly disclosed by the Bidder and will not knowingly be disclosed by the Bidder prior to opening, directly or indirectly, to any other Bidder or to any competitor; and

[3] No attempt has been made or will be made by the Bidder to induce any other person, partnership or corporation to submit or not to submit a bid for the purpose of restricting competition.

A BID SHALL NOT BE CONSIDERED FOR AWARD NOR SHALL ANY AWARD BE MADE WHERE [1], [2], [3] ABOVE HAVE NOT BEEN COMPLIED WITH; PROVIDED HOWEVER, THAT IF IN ANY CASE THE BIDDER(S) CANNOT MAKE THE FOREGOING CERTIFICATION, THE BIDDER SHALL SO STATE AND SHALL FURNISH BELOW A SIGNED STATEMENT WHICH SETS FORTH IN DETAIL THE REASONS THEREFORE:

[AFFIX ADDENDUM TO THIS PAGE IF SPACE IS REQUIRED FOR
STATEMENT.]

Subscribed to under penalty of perjury under the laws of the State of New York, this
24 day of April, 20 25 as the act and deed of said corporation of partnership.

IF BIDDER(S) (ARE) A PARTNERSHIP, COMPLETE THE FOLLOWING:

NAMES OF PARTNERS OR PRINCIPALS

Cody Petras

Anthony Barretta

LEGAL RESIDENCE

216 Murphy Rd Little Falls NY 13365

764 Burt Rd Little Falls NY 13365

IF BIDDER(S) (ARE) A CORPORATION, COMPLETE THE FOLLOWING:

NAME

LEGAL RESIDENCE

President:

Secretary:

Treasurer:

President:

Secretary:

Treasurer:

Identifying Data

Potential Contractor BP Excavation LLC

Address 764 Burt Rd
Street
Little Falls NY 13365
City, Town, etc.

Telephone 315-717-7728 Title member

If applicable, Responsible Corporate Officer

Name _____ Title _____

Signature 

Joint or combined bids by companies or firms must be certified on behalf of each participant.

Legal name of person, firm or corporation _____

Legal name of person, firm or corporation _____

By _____
Name

Name

Title

Title

Address _____
Street

Address _____
Street

City State

City State

AFFIDAVIT OF WORKERS COMPENSATION

State of New York

SS:

County of Oneida

Cody Petras
of BP Excavation LLC

being duly sworn, deposes and says that he now carries or that he has applied for a Workers Compensation Policy to cover the operations, as set forth in the preceding contract, and to comply with the provisions thereof.

Signed: Cody Petras

Subscribed and sworn to before me

this 24th day of April, 2025

Sammy L. Chmielewski
Notary Public

Notary Public, State of New York
No. 01CH0078043
Qualified In Herkimer County
Commission Expires 7/22/ 2026

CERTIFICATION OF COMPLAINEE IRAN DIVESTMENT ACT

As a result of the Iran Divestment Act of 2012 (Act), Chapter 1 of the 2012 Laws of New York, a new provision has been added to the State Finance Law (SFL), § 165-a, effective April 12, 2012. Under the Act, the Commissioner of the Office of General Services (OGS) will be developing a list (prohibited entities list) of "persons" who are engaged in "investment activities in Iran" (both are defined terms in the law). Pursuant to SFL § 165-a(3)(b), the initial list is expected to be issued no later than 120 days after the Act's effective date, at which time it will be posted on the OGS website.

By submitting a bid in response to this solicitation or by assuming the responsibility of a Contract awarded hereunder, each Bidder/Contractor, any person signing on behalf of the Bidder/Contractor and any assignee or subcontractor and, in the case of a joint bid, each party thereto, certifies, under penalty of perjury, that once the Prohibited Entities List is posted on the OGS website, that to the best of its knowledge and belief, that each Bidder/Contractor and any subcontractor or assignee is not identified on the Prohibited Entities List created pursuant to SFL § 165-a(3)(b).

Additionally, Bidder/Contractor is advised that once the Prohibited Entities List is posted on the OGS website, any Contractor seeking to renew or extend a Contract or assume the responsibility of a Contract awarded in response to this solicitation, must certify at the time the Contract is renewed, extended or assigned that it is not included on the Prohibited Entities List.

During the term of the Contract, should the Municipality receive information that a Bidder/Contractor is in violation of the above-referenced certification, the Municipality will offer the person or entity an opportunity to respond. If the person or entity fails to demonstrate that it has ceased its engagement in the investment which is in violation of the Act within 90 days after the determination of such violation, then the Municipality shall take such action as may be appropriate including, but not limited to, imposing sanctions, seeking compliance, recovering damages, or declaring the Bidder/Contractor in default.

The Municipality reserves the right to reject any bid or request for assignment for a Bidder/Contractor that appears on the Prohibited Entities List prior to the award of a contract, and to pursue a responsibility review with respect to any Bidder/Contractor that is awarded a contract and subsequently appears on the Prohibited Entities List.

I, Cody Petras, being duly sworn, deposes and says that he/she is the member of BP Excavation LLC and neither the Bidder/Contractor nor any proposed subcontractor is identified on the Prohibited Entities List.

Cody Petras

Signed

SWORN to before me this

24th day of April

20 25

Notary Public: Tammy L. Chmielewski

**AUTHORIZATION DIRECTING STATE AGENCIES AND
AUTHORITIES TO DIVEST PUBLIC FUNDS SUPPORTING RUSSIA**

- A. By submission of this bid, each bidder and each person signing on behalf of any bidder certifies, and in the case of a joint bid, each party thereto certifies as to its own organization, under Executive Order of the State of New York, to divest their money and assets from any investment, to terminate any contract with an institution or company, that is determined to be a Russian or supporting entity and to refrain from entering new contracts or making any investments in such entities in the future,
- B. A bid shall not be considered for award, nor shall any award be made where the condition set forth in Paragraph A above has not been complied with; provided, however, that in any case the bidder cannot make the forgoing certification set forth in Paragraph A above, the bidder shall so state and shall furnish with the bid a signed statement which sets forth in detail the reasons therefore. Where Paragraph A above cannot be complied with, the Finance Department to the political subdivision, public department, agency or official thereof to which the bid is made, or his designee, may award a bid, on a case by case business under the following circumstances:
1. The investment activities in Russia were made before February 27, 2022, the investment activities in Russia have not been expanded or renewed after February 27, 2022, and the Bidder has adopted, publicized and is implementing a formal plan to cease the investment activities in Russia and to refrain from engaging in any new investments in Russia; or
 2. The political subdivision makes a determination that the goods or services are necessary for the political subdivision to perform its function and that, absent such an exemption, the political subdivision would be unable to obtain the goods or services for which the contract is offered. Such determination shall be made in writing and shall be a public document.

Cody Petras

Printed Name

Cody Petras

Signature

BP Excavation LLC

Company Name

4/24/25

Date

SEXUAL HARASSMENT PREVENTION CERTIFICATION FOR CONSTRUCTION CONTRACT BIDS
(Per NYSDOT EB 18-047, signed 12/20/2018)

By submission of this bid, each bidder and each person signing on behalf of any bidder certifies, and in the case of a joint bid each party thereto certifies as to its own organization, under penalty of perjury, that the bidder has and has implemented a written policy addressing sexual harassment prevention in the workplace and provides annual sexual harassment prevention training to all of its employees. Such policy shall, at a minimum, meet the requirements of section two hundred one-g of the New York State Labor Law.

I, Cody Petras, being duly sworn, deposes and says that he/she is the
member of BP Excavation LLC and certify

Cody Petras is compliance with maintaining a written policy addressing sexual harassment prevention in the workplace and providing annual sexual harassment prevention training to all their employees.

SWORN to before me this

24th day of April

2025

Notary Public: Tammy L. Chmielewski

TAMMY L. CHMIELEWSKI
Notary Public, State Of New York
No. 01CH0378056
Qualified In Herkimer County
Commission Expires 7/21/ 2026

**DISADVANTAGED/MINORITY/WOMENS BUSINESS ENTERPRISE (D/M/WBE)
UTILIZATION GOALS**

Please refer to the Contract Provisions within this Project Manual.

The DBE goal for this project is: 5%
The MBE Goal for this Project is 0%
The WBE Goal for this Project is 0%
There are no SDVOB goals for this project.

The Bidder shall designate and enter below the name of the Minority/Women's Business Enterprise Officer who will have the responsibility for the /M/WBE Utilization.

Bidder Designated M/WBE Officer

Cody Petras
(Name)
member
(Title)
(313) 717 - 8041

Telephone Number

RETURN THIS PAGE WITH BID

NEW YORK STATE VENDOR RESPONSIBILITY QUESTIONNAIRE FOR-PROFIT CONSTRUCTION (CCA-2)

Certification

The undersigned: (1) recognizes that this questionnaire is submitted for the express purpose of assisting New York State government entities (including the Office of the State Comptroller (OSC)) in making responsibility determinations regarding award or approval of a contract or subcontract and that such government entities will rely on information disclosed in the questionnaire in making responsibility determinations; (2) acknowledges that the New York State government entities and OSC may, in their discretion, by means which they may choose, verify the truth and accuracy of all statements made herein; and (3) acknowledges that intentional submission of false or misleading information may result in criminal penalties under State and/or Federal Law, as well as a finding of non-responsibility, contract suspension or contract termination.

The undersigned certifies that he/she:

- is knowledgeable about the submitting Business Entity's business and operations;
- has read and understands all of the questions contained in the questionnaire;
- has not altered the content of the questionnaire in any manner;
- has reviewed and/or supplied full and complete responses to each question;
- to the best of his/her knowledge, information and belief, confirms that the Business Entity's responses are true, accurate and complete, including all attachments, if applicable;
- understands that New York State government entities will rely on the information disclosed in the questionnaire when entering into a contract with the Business Entity; and
- is under an obligation to update the information provided herein to include any material changes to the Business Entity's responses at the time of bid/proposal submission through the contract award notification, and may be required to update the information at the request of the New York State government entities or OSC prior to the award and/or approval of a contract, or during the term of the contract.

Signature of Owner/Official Cody Petras

Printed Name of Signatory Cody Petras

Title Member

Name of Business BP Excavation LLC

Address 764 Burt Rd

City, State, Zip Little Falls NY 17365

Sworn to before me this 24th day of April, 2025

Tammy L. Chmielewski Notary Public

TAMMY L. CHMIELEWSKI
Notary Public, State of New York
No. 01C15072053
Qualified in Herkimer County
Commission Expires 7/22/2026

DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY

RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT

ITEM NUMBER	ESTIMATED QUANTITY	ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE		AMOUNT BID	
			DOLLARS	CENTS	DOLLARS	CENTS
201.06	1	CLEARING AND GRUBBING (LARGE AREA) <i>Eight thousand</i> PER LUMP SUM	8,000	00	8,000	00
203.02	40	UNCLASSIFIED EXCAVATION <i>Thirty one</i> PER CUBIC YARD	31	00	1,240	00
203.03	831	EMBANKMENT IN PLACE <i>Thirty three</i> PER CUBIC YARD	33	00	27,423	00
203.21	175	SELECT STRUCTURE FILL <i>Sixty two</i> PER CUBIC YARD	62	00	10,850	00
203.24010017	12	SHOULDER BACKUP MATERIAL <i>Sixty five</i> PER CUBIC YARD	65	00	780	00

**DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY**

RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT

ITEM NUMBER	ESTIMATED QUANTITY	ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE		AMOUNT BID	
			DOLLARS	CENTS	DOLLARS	CENTS
206.01	1960	STRUCTURE EXCAVATION <i>ten</i> PER CUBIC YARD	<i>10</i>	<i>00</i>	<i>19,600</i>	<i>00</i>
206.0201	133	TRENCH AND CULVERT EXCAVATION <i>Thirty-five</i> PER CUBIC YARD	<i>35</i>	<i>00</i>	<i>4,655</i>	<i>00</i>
209.1003	214	SEED AND MULCH - TEMPORARY <i>nine dollars and twenty-five cents</i> PER LINEAR FOOT	<i>9</i>	<i>25</i>	<i>1,979</i>	<i>50</i>
209.110103	1	CHECK DAM (DITCH BOTTOM WIDTH > 6' TO 10'), STONE-TEMPORARY <i>five hundred</i> PER EACH	<i>500</i>	<i>00</i>	<i>500</i>	<i>00</i>
209.2301	300	SEDIMENT FILTER LOG-TEMPORARY, 12" <i>Twelve</i> PER LINEAR FOOT	<i>12</i>	<i>00</i>	<i>3,600</i>	<i>00</i>

DR-4625NY CITY OF ROME DISASTER RECOVERY

CITY OF ROME, ONEIDA COUNTY

RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT

ITEM NUMBER	ESTIMATED QUANTITY	ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE		AMOUNT BID	
			DOLLARS	CENTS	DOLLARS	CENTS
304.12	145	SUBBASE COURSE, TYPE 2 <i>fifty-six</i> PER CUBIC YARD	56	00	8,120	00
402.098204	32	9.5 F2 TOP COURSE HMA, 80 SERIES COMPACTION <i>One hundred fifty-three</i> PER TON	153	00	4,896	00
402.198904	53	19 F9 BINDER COURSE HMA, 80 SERIES COMPACTION <i>One hundred forty-five</i> PER TON	145	00	7,685	00
402.378904	88	37.5 F9 BASE COURSE HMA, 80 SERIES COMPACTION <i>One hundred forty-five</i> PER TON	145	00	12,760	00
407.0103	31	TACK COAT (STRAIGHT) <i>forty</i> PER GALLON	40	00	1,240	00

DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY

RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT

ITEM NUMBER	ESTIMATED QUANTITY	ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE		AMOUNT BID	
			DOLLARS	CENTS	DOLLARS	CENTS
553.020001	2	COFFERDAMS (TYPE 2) <i>Six thousand</i> PER EACH	6,000	00	12,000	00
553.030001	1	TEMPORARY WATERWAY DIVERSION STRUCTURE <i>ten thousand</i> PER EACH	10,000	00	10,000	00
603.59060016	41	LONG-SPAN CORRUGATED STRUCTURAL PLATE STRUCTURE - ALUMINUM (#72 BOX) <i>Three thousand six hundred</i> PER LINEAR FOOT	3,600	00	147,600	00
606.10	260	BOX BEAM GUIDE RAILING <i>Sixty - seven</i> PER LINEAR FOOT	67	00	17,420	00
606.120101	2	BOX BEAM END PIECE <i>eight hundred</i> PER EACH	800	00	1,600	00

DR-4625NY CITY OF ROME DISASTER RECOVERY

CITY OF ROME, ONEIDA COUNTY

RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT

ITEM NUMBER	ESTIMATED QUANTITY	ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE		AMOUNT BID	
			DOLLARS	CENTS	DOLLARS	CENTS
606.120201	2	BOX BEAM GUIDE RAILING TYPE II END SECTION <i>two thousand six hundred</i> PER EACH	2,600	00	5,200	00
610.1605	214	TURF ESTABLISHMENT - PERFORMANCE <i>twenty-five</i> PER SQUARE YARD	25	00	5,350	00
619.01	1	BASIC WORK ZONE TRAFFIC CONTROL <i>ten thousand</i> PER LUMP SUM	10,000	00	10,000	00
619.04	12	TYPE III CONSTRUCTION BARRICADES <i>twenty</i> PER EACH	20	00	240	00
619.1711	48	TEMPORARY POSITIVE BARRIER - CATEGORY 1 (PINNING PROHIBITED) <i>forty-five</i> PER LINEAR FOOT	45	00	2,160	00

DR-4625NY CITY OF ROME DISASTER RECOVERY

CITY OF ROME, ONEIDA COUNTY

RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT

ITEM NUMBER	ESTIMATED QUANTITY	ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE		AMOUNT BID	
			DOLLARS	CENTS	DOLLARS	CENTS
619.1719	4	WARNING LIGHTS ON TEMPORARY POSITIVE BARRIERS <i>twenty</i> PER EACH	20	00	80	00
620.02	14	STONE FILLING - FINE <i>one hundred nineteen</i> PER CUBIC YARD	119	00	1,666	00
620.05	307	STONE FILLING - HEAVY <i>one hundred twelve</i> PER CUBIC YARD	112	00	34,384	00
620.0802	117	BEDDING MATERIAL - TYPE 2 <i>sixty one</i> PER CUBIC YARD	61	00	7,137	00
620.29110009	273	NEW (IMPORTED) STREAM BED MATERIAL (B) <i>fifty-five</i> PER CUBIC YARD	55	00	15,015	00

**DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY**

RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT

ITEM NUMBER	ESTIMATED QUANTITY	ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE		AMOUNT BID	
			DOLLARS	CENTS	DOLLARS	CENTS
621.51000015	30	GRADING CLEANING AND RESHAPING EXISTING DITCHES <i>twenty</i> PER LINEAR FOOT	20	00	600	00
625.01	1	SURVEY OPERATIONS <i>Twenty-one thousand</i> PER LUMP SUM	21,000	00	21,000	00
627.50140008	72	CUTTING PAVEMENT <i>Six</i>	6	00	432	00
640.10	202	WHITE PAINT REFLECTORIZED PAVEMENT STRIPES - 15 MILS <i>four</i> PER LINEAR FOOT	4	00	808	00
640.11	246	YELLOW PAINT REFLECTORIZED PAVEMENT STRIPES - 15 MILS <i>four</i> PER LINEAR FOOT	4	00	984	00

**DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY**

RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT

ITEM NUMBER	ESTIMATED QUANTITY	ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE		AMOUNT BID	
			DOLLARS	CENTS	DOLLARS	CENTS
646.22	4	DELINEATOR, SNOWPLOWING MARKER, SUPPLEMENTARY SNOWPLOWING MARKER PANELS <i>Twenty eight</i> PER EACH	28	00	112	00
646.32	4	STEEL POST, (X=1.1 LB/FT PR 2.0 LB/FT) <i>one hundred twenty-one</i> PER EACH	121	00	484	00
697.03	29000	FIELD CHANGE PAYMENT (FCP) <i>one</i> PER DOLLAR CENT	\$ 1.00	00	\$ 29,000.00	00
698.04	217	ASPHALT PRICE ADJUSTMENT (LUMP SUM) [CALCULATED IN ESTIMATOR] <i>one</i> PER DOLLAR CENT	\$ 1.00	00	\$ 217.00	00

DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY
RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT

BROUGHT FORWARD

ITEM NUMBER	ESTIMATED QUANTITY	ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE		AMOUNT BID	
			DOLLARS	CENTS	DOLLARS	CENTS
699.040001	1	MOBILIZATION MUST NOT EXCEED 4% OF SUBTOTAL SHOWN ABOVE. SEE SPECIFICATION FOR THIS ITEM. FOR <u>Fifteen thousand</u> LUMP SUM	15,000	00	15,000	00
SHARE 1 TOTAL OR GROSS SUM WRITTEN IN WORDS: <u>four hundred fifty one thousand eight</u> <u>hundred seventeen and fifty cents</u>			\$ <u>451,817.50</u>			

BID BOND

Any singular reference to Bidder, Surety, Owner or other party shall be considered plural where applicable.

BIDDER (Name and Address): BP Excavation LLC.
764 Burt Rd., Little Falls, NY 13365

SURETY (Name and Address of Principal Place of Business): RLI Insurance Company,
9025 N. Lindbergh Dr., Peoria, IL 61615

OWNER (Name and Address): City of Rome
198 N. Washington St. Rome, NY 13440

BID

Bid Due Date: As Noted in the Invitation to Bidders

Description: DR-4625NY City of Rome Disaster Recovery – Link Road Culvert Replacement

BOND

Bond Number: N/A

Date (Not earlier than Bid due date): 04/24/2025

Penal sum Five Percent of the total bid amount

(Words)

\$ 5%

(Figures)

Surety and Bidder, intending to be legally bound hereby, subject to the terms set forth below, do each cause this Bid Bond to be duly executed by an authorized officer, agent, or representative.

BIDDER

BP Excavation, LLC

(Seal)

Bidder's Name and Corporate Seal

By:

Signature

Print Name

Title

Attest:

Signature

Title

SURETY

RLI INSURANCE COMPANY

(Seal)

Surety's Name and Corporate Seal

By:

Signature (Attach Power of Attorney)

Print Name

Title

Attest:

Signature Salvatore Cardinale

Title Witness

Note: Above addresses are to be used for giving any required notice. Provide execution by any additional parties, such as joint venturers, if necessary.

1. Bidder and Surety, jointly and severally, bind themselves, their heirs, executors, administrators, successors, and assigns to pay to Owner upon default of Bidder the penal sum set forth on the face of this Bond. Payment of the penal sum is the extent of Bidder's and Surety's liability. Recovery of such penal sum under the terms of this Bond shall be Owner's sole and exclusive remedy upon default of Bidder.
2. Default of Bidder shall occur upon the failure of Bidder to deliver within the time required by the Bidding Documents (or any extension thereof agreed to in writing by Owner) the executed Agreement required by the Bidding Documents and any performance and payment bonds required by the Bidding Documents.
3. This obligation shall be null and void if:
 - 3.1 Owner accepts Bidder's Bid and Bidder delivers within the time required by the Bidding Documents (or any extension thereof agreed to in writing by Owner) the executed Agreement required by the Bidding Documents and any performance and payment bonds required by the Bidding Documents, or
 - 3.2 All Bids are rejected by Owner, or
 - 3.3 Owner fails to issue a Notice of Award to Bidder within the time specified in the Bidding Documents (or any extension thereof agreed to in writing by Bidder and, if applicable, consented to by Surety when required by Paragraph 5 hereof).
4. Payment under this Bond will be due and payable upon default of Bidder and within 30 calendar days after receipt by Bidder and Surety of written notice of default from Owner, which notice will be given with reasonable promptness, identifying this Bond and the Project and including a statement of the amount due.
5. Surety waives notice of any and all defenses based on or arising out of any time extension to issue Notice of Award agreed to in writing by Owner and Bidder, provided that the total time for issuing Notice of Award including extensions shall not in the aggregate exceed 120 days from Bid due date without Surety's written consent.
6. No suit or action shall be commenced under this Bond prior to 30 calendar days after the notice of default required in Paragraph 4 above is received by Bidder and Surety and in no case later than one year after Bid due date.
7. Any suit or action under this Bond shall be commenced only in a court of competent jurisdiction located in the state in which the Project is located.
8. Notices required hereunder shall be in writing and sent to Bidder and Surety at their respective addresses shown on the face of this Bond. Such notices may be sent by personal delivery, commercial courier, or by United States Registered or Certified Mail, return receipt requested, postage pre-paid, and shall be deemed to be effective upon receipt by the party concerned.
9. Surety shall cause to be attached to this Bond a current and effective Power of Attorney evidencing the authority of the officer, agent, or representative who executed this Bond on behalf of Surety to execute, seal, and deliver such Bond and bind the Surety thereby.
10. This Bond is intended to conform to all applicable statutory requirements. Any applicable requirement of any applicable statute that has been omitted from this Bond shall be deemed to be included herein as if set forth at length. If any provision of this Bond conflicts with any applicable statute, then the provision of said statute shall govern and the remainder of this Bond that is not in conflict therewith shall continue in full force and effect.
11. The term "Bid" as used herein includes a Bid, offer, or proposal as applicable.

ACKNOWLEDGMENT OF PRINCIPAL

STATE OF New York)
COUNTY OF Herkimer) SS.:

On the 24th day of April in the year 2025, before me, the undersigned, personally appeared Cody Petras, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he/she executed the same in his/her capacity, and that by his/her signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

TAMMY L. CHMIELEWSKI
Notary Public, State Of New York
No: 01CH6078056
Qualified In Herkimer County
Commission Expires 7/22/ 2026

Tammy L. Chmielewski
Notary Public

ACKNOWLEDGMENT OF SURETY

STATE OF New York)
COUNTY OF Erie) SS.:

On the 24th day of April in the year 2025, before me, the undersigned, personally appeared Gary A. Cardinale, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he/she executed the same in his/her capacity, and that by his/her signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

Lisa M. Reese
Notary Public

LISA M REESE
NOTARY PUBLIC, STATE OF NEW YORK
Registration No. 01RE0014975
Qualified in Erie County
Commission Expires October 26, 2027



P.O. BOX 3967 PEORIA, IL 61612-3967
P: (800)645-2402 E: asksurety@rlicorp.com
RLISURETY.COM

RLI Insurance Company

December 31, 2024

Admitted Assets

Investments:	
Fixed maturities	\$ 1,623,131,091
Equity securities	1,673,246,978
Short-term investments	0
Real estate	23,810,523
Properties held to produce income	0
Cash and cash equivalents	100,053,303
Other invested assets	47,767,817
Receivables for securities	275,318
Agents' balances	102,566,673
Investment income due and accrued	13,698,890
Funds held	0
Reinsurance recoverable on paid losses	16,390,380
Federal income taxes receivable	2,852,054
Net deferred tax asset	4,498,328
Guarantee funds receivable or on deposit	162,638
Electronic data processing equipment, net of depreciation	1,319,432
Receivable from affiliates	2,988
Other admitted assets	10,471,819
Total Admitted Assets	\$ 3,620,048,212

Liabilities and Surplus

Liabilities:	
Reserve for unpaid losses and loss adjustment expenses	\$ 1,043,034,784
Unearned premiums	452,867,100
Accrued expenses	135,085,230
Funds held	590,443
Advance premiums	27,473,420
Amounts withheld	04,224,218
Remittances and items not allocated	3,310,530
Dividends declared and unpaid	20,141
Ceded reinsurance premium payable	28,179,079
Payable for securities	1,894,282
Statutory penalties	367,343
Current federal and foreign income taxes	0
Net deferred tax liability	0
Borrowed money and accrued interest	50,191,167
Drafts outstanding	0
Payable to affiliate	17,707,813
Other liabilities	1,780,541
Total Liabilities	\$ 1,832,736,190
Surplus:	
Common stock	\$ 10,000,375
Additional paid-in capital	242,451,084
Unassigned surplus	1,534,860,563
Total Surplus	\$ 1,787,312,022
Total Liabilities and Surplus	\$ 3,620,048,212

State of Ohio

County of Cuyahoga

The undersigned, being duly sworn, says: That he is the President of **RLI Insurance Company**; that said Company is a corporation duly organized, in the State of Illinois, and licensed and engaged in business in the State of NEW YORK and has duly complied with all the requirements of the laws of said State applicable of said Company and is duly qualified to act as Surety under such laws; that said Company has also complied with and is duly qualified to act as Surety under the Act of Congress approved July 1947, 6U.S.C sec. 6-13; and that to the best of his knowledge and belief the above statement is a full, true, and correct statement of the financial condition of the said Company on the 31st day of December 2024.

Attest:



{ Corporate
Seal
Affixed }

Craig Kliethernes President
Olga S. Happel Assistant Secretary

Sworn to before me this 3rd day of March, 2025.



JILL A SCOTT
Notary Public
State of Ohio
My Comm. Expires
September 22, 2025

{ Notarial
Seal
Affixed }

Jill A. Scott Notary Public, State of Ohio

M0058325_Portal

POWER OF ATTORNEY

RLI Insurance Company Contractors Bonding and Insurance Company

9025 N. Lindbergh Dr. Peoria, IL 61615
Phone: 800-645-2402

Know All Men by These Presents:

That this Power of Attorney is not valid or in effect unless attached to the bond which it authorizes executed, but may be detached by the approving officer if desired.

That **RLI Insurance Company and/or Contractors Bonding and Insurance Company**, each an Illinois corporation, (separately and together, the "Company") do hereby make, constitute and appoint:

Gary A. Cardinale, Joseph V. Cardinale, Salvatore Cardinale, jointly or severally

in the City of Buffalo, State of New York its true and lawful Agent(s) and Attorney(s) in Fact, with full power and authority hereby conferred, to sign, execute, acknowledge and deliver for and on its behalf as Surety, in general, any and all bonds and undertakings in an amount not to exceed Twenty Five Million Dollars (\$25,000,000.00) for any single obligation.

The acknowledgment and execution of such bond by the said Attorney in Fact shall be as binding upon the Company as if such bond had been executed and acknowledged by the regularly elected officers of the Company.

RLI Insurance Company and/or Contractors Bonding and Insurance Company, as applicable, have each further certified that the following is a true and exact copy of a Resolution adopted by the Board of Directors of each such corporation, and is now in force, to-wit:

"All bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation shall be executed in the corporate name of the Company by the President, Secretary, any Assistant Secretary, Treasurer, or any Vice President, or by such other officers as the Board of Directors may authorize. The President, any Vice President, Secretary, any Assistant Secretary, or the Treasurer may appoint Attorneys in Fact or Agents who shall have authority to issue bonds, policies or undertakings in the name of the Company. The corporate seal is not necessary for the validity of any bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation. The signature of any such officer and the corporate seal may be printed by facsimile."

IN WITNESS WHEREOF, the **RLI Insurance Company and/or Contractors Bonding and Insurance Company**, as applicable, have caused these presents to be executed by its respective Vice President with its corporate seal affixed this 13th day of September, 2023.



**RLI Insurance Company
Contractors Bonding and Insurance Company**

By: Barton W. Davis

Barton W. Davis

Vice President

State of Illinois

County of Peoria

} SS

On this 13th day of September, 2023, before me, a Notary Public, personally appeared Barton W. Davis, who being by me duly sworn, acknowledged that he signed the above Power of Attorney as the aforesaid officer of the **RLI Insurance Company and/or Contractors Bonding and Insurance Company** and acknowledged said instrument to be the voluntary act and deed of said corporation.

By: Catherine D. Geiger

Catherine D. Geiger

Notary Public



CERTIFICATE

I, the undersigned officer of **RLI Insurance Company and/or Contractors Bonding and Insurance Company**, do hereby certify that the attached Power of Attorney is in full force and effect and is irrevocable; and furthermore, that the Resolution of the Company as set forth in the Power of Attorney, is now in force. In testimony whereof, I have hereunto set my hand and the seal of the **RLI Insurance Company and/or Contractors Bonding and Insurance Company** this 24th day of April, 2025.

**RLI Insurance Company
Contractors Bonding and Insurance Company**

By: Jeffrey D. Fick

Jeffrey D. Fick

Corporate Secretary

SECTION 00481

STATEMENT OF SURETY'S INTENT

To: City of Rome, 198 N. Washington St. Rome, NY 13440

We have reviewed the Bid of BP Excavation, LLC
(Contractor)
of 764 Burt Road, Little Falls, NY 13365
(Address)
for _____

Description: DR-4625NY City of Rome Disaster Recovery Link Road Culvert Replacement
(Project)

Bids for which will be received on 04/24/2025
(Bid Opening Date)

and wish to advise that should this Bid of the Contractor be accepted and the Contract awarded to him, it is our present intention to become surety on the Performance Bond and Labor and Materials Payment Bond required by the Contract.

Any arrangement for the bonds required by the Contract is a matter between the Contractor and ourselves, and we assume no liability to you or third parties if for any reason we do not execute the requisite bonds.

We are duly authorized to transact business in the State of New York, and we appear on the U.S. Treasury Department's most current list (Circular 570 as amended).

Attest: 
Salvatore Cardinale - Witness

RLI Insurance Company

Surety's Authorized Signature(s)

Attach Power of Attorney

Gary A. Cardinale, Attorney in Fact

(Corporate seal if any. If no seal, write
"No Seal" across this place and sign.)

END OF SECTION

ACKNOWLEDGMENT OF SURETY

STATE OF New York)
) SS.:
COUNTY OF Erie)

On the 24th day of April in the year 2025, before me, the undersigned, personally appeared Gary A. Cardinale, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he/she executed the same in his/her capacity, and that by his/her signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.



Notary Public

LISA M REESE
NOTARY PUBLIC, STATE OF NEW YORK
Registration No. 01RE0014975
Qualified in Erie County
Commission Expires October 26, 2027



P.O. BOX 3967 PEORIA, IL 61612-3967
P: (800)645-2402 E: asksurety@rlincorp.com
RLISURETY.COM

RLI Insurance Company

December 31, 2024

Admitted Assets

Investments:	
Fixed maturities	\$ 1,623,131,091
Equity securities	1,673,246,978
Short-term investments	0
Real estate	23,610,523
Properties held to produce income	0
Cash and cash equivalents	100,053,303
Other invested assets	47,767,817
Receivables for securities	275,318
Agents' balances	102,566,673
Investment income due and accrued	13,698,890
Funds held	0
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Net deferred tax asset	4,498,328
Guarantee funds receivable or on deposit	162,638
Electronic data processing equipment, net of depreciation	1,319,432
Receivable from affiliates	2,988
Other admitted assets	<u>10,471,819</u>
Total Admitted Assets	<u>\$ 3,620,048,212</u>

Liabilities and Surplus

Liabilities:	
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Accrued expenses	135,085,230
Funds held	590,443
Advance premiums	27,473,420
Amounts withheld	64,224,218
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Dividends declared and unpaid	20,141
Ceded reinsurance premium payable	28,179,079
Payable for securities	7,884,282
Statutory penalties	367,343
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Net deferred tax liability	0
Borrowed money and accrued interest	50,181,167
Drafts outstanding	0
Payable to affiliate	17,707,813
Other liabilities	<u>1,780,541</u>
Total Liabilities	<u>\$ 1,832,736,190</u>
Surplus:	
Common stock	\$ 10,000,375
Additional paid-in capital	242,451,084
Unassigned surplus	<u>1,534,860,583</u>
Total Surplus	\$ 1,787,312,022
Total Liabilities and Surplus	<u>\$ 3,620,048,212</u>

State of Ohio

County of Cuyahoga

The undersigned, being duly sworn, says: That he is the President of **RLI Insurance Company**; that said Company is a corporation duly organized, in the State of Illinois, and licensed and engaged in business in the State of NEW YORK and has duly complied with all the requirements of the laws of said State applicable of said Company and is duly qualified to act as Surety under such laws; that said Company has also complied with and is duly qualified to act as Surety under the Act of Congress approved July 1947, 6U.S.C sec. 6-13; and that to the best of his knowledge and belief the above statement is a full, true, and correct statement of the financial condition of the said Company on the 31st day of December 2024.

Attest:



{ Corporate
Seal
Affixed }

Craig Kleith
Craig Kleithermes President
Olga S. Happel
Olga S. Happel Assistant Secretary

Sworn to before me this 3rd day of March, 2025.



JILL A. SCOTT
Notary Public
State of Ohio
My Comm. Expires
September 22, 2025

{ Notarial
Seal
Affixed }

Jill A. Scott
Jill A. Scott Notary Public, State of Ohio
M0058325_Portal

POWER OF ATTORNEY

RLI Insurance Company Contractors Bonding and Insurance Company

9025 N. Lindbergh Dr. Peoria, IL 61615
Phone: 800-645-2402

Know All Men by These Presents:

That this Power of Attorney is not valid or in effect unless attached to the bond which it authorizes executed, but may be detached by the approving officer if desired.

That **RLI Insurance Company and/or Contractors Bonding and Insurance Company**, each an Illinois corporation, (separately and together, the "Company") do hereby make, constitute and appoint:

Gary A. Cardinale, Joseph V. Cardinale, Salvatore Cardinale, jointly or severally

in the City of Buffalo, State of New York its true and lawful Agent(s) and Attorney(s) in Fact, with full power and authority hereby conferred, to sign, execute, acknowledge and deliver for and on its behalf as Surety, in general, any and all bonds and undertakings in an amount not to exceed Twenty Five Million Dollars (\$25,000,000.00) for any single obligation.

The acknowledgment and execution of such bond by the said Attorney in Fact shall be as binding upon the Company as if such bond had been executed and acknowledged by the regularly elected officers of the Company.

RLI Insurance Company and/or Contractors Bonding and Insurance Company, as applicable, have each further certified that the following is a true and exact copy of a Resolution adopted by the Board of Directors of each such corporation, and is now in force, to-wit:

"All bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation shall be executed in the corporate name of the Company by the President, Secretary, any Assistant Secretary, Treasurer, or any Vice President, or by such other officers as the Board of Directors may authorize. The President, any Vice President, Secretary, any Assistant Secretary, or the Treasurer may appoint Attorneys in Fact or Agents who shall have authority to issue bonds, policies or undertakings in the name of the Company. The corporate seal is not necessary for the validity of any bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation. The signature of any such officer and the corporate seal may be printed by facsimile."

IN WITNESS WHEREOF, the **RLI Insurance Company and/or Contractors Bonding and Insurance Company**, as applicable, have caused these presents to be executed by its respective Vice President with its corporate seal affixed this 13th day of September, 2023.



**RLI Insurance Company
Contractors Bonding and Insurance Company**

By: Barton W. Davis

Barton W. Davis

Vice President

State of Illinois

County of Peoria

} SS

On this 13th day of September, 2023, before me, a Notary Public, personally appeared Barton W. Davis, who being by me duly sworn, acknowledged that he signed the above Power of Attorney as the aforesaid officer of the **RLI Insurance Company and/or Contractors Bonding and Insurance Company** and acknowledged said instrument to be the voluntary act and deed of said corporation.

By: Catherine D. Geiger

Catherine D. Geiger

Notary Public



CERTIFICATE

I, the undersigned officer of **RLI Insurance Company and/or Contractors Bonding and Insurance Company**, do hereby certify that the attached Power of Attorney is in full force and effect and is irrevocable; and furthermore, that the Resolution of the Company as set forth in the Power of Attorney, is now in force. In testimony whereof, I have hereunto set my hand and the seal of the **RLI Insurance Company and/or Contractors Bonding and Insurance Company** this 24th day of April, 2025.

**RLI Insurance Company
Contractors Bonding and Insurance Company**

By: Jeffrey D. Fick

Jeffrey D. Fick

Corporate Secretary

- ✓ Certified Copy of resolution of Board
- ✓ Non Collusive Certification
- ✓ Bid Sheets - Link Road Culvert
- ✓ Bid Bond
- ✓ Affidavit of Workers Compensation
- ✓ Iran Divestment Act Certification
- ✓ Russia Divestment of Public Funds
- ✓ Sexual Harassment Prevention Certification
- ✓ D/M/WBE Utilization Goals
- ✓ NYS Uniform Contracting Questions

PLEASE DO NOT SUBMIT THE ENTIRE PROJECT MANUAL WITH YOUR BID. BIDDERS SHALL SUBMIT ALL DOCUMENTS PRESENTED IN THIS CHECKLIST ON SINGLE-SIDED SHEETS IN THE EXACT ORDER SHOWN. NO SUBSTITUTION OF FORMS WILL BE ALLOWED. ENTRIES MAY BE TYPED OR LEGIBLY HANDWRITTEN EXCEPT AS SPECIFICALLY NOTED.

1. The undersigned BIDDER proposes and agrees, if this bid is accepted, to enter into an agreement with OWNER in the form included in the Contract Documents to perform and furnish all work as specified or indicated in the Contract Documents for the Bid Price and Bid Times indicated in this Bid and in accordance with the other terms and conditions of the Contract Documents

2. Bidder accepts all the terms and conditions of the Advertisement or Notice to Bidders and Instruction to Bidders, including without limitation those dealing with the disposition of Bid security. This Bid will remain subject to acceptance for forty-five (45) days after the Bid opening. Bidder will sign and deliver the required number of counterparts of the Agreement with the Bonds and other documents required by the Bidding Requirements within fifteen (15) days after the date of OWNER's Notice of Award

3. In submitting this Bid, BIDDER represents as more fully set forth in the Agreement, that:

a. BIDDER has examined and carefully studied the Bidding Documents and the following Addenda receipt of all which is hereby acknowledged: (List Addenda by Addendum Number and Date)

1 - 04/08/2025

2 - 04/17/2025

b. BIDDER has visited the site and become familiar with and is satisfied as to the general, local, and site conditions that may affect cost, progress, performance, and furnishing of the work.

c. BIDDER is familiar with and is satisfied as to all federal, state, and local Laws and Regulations that may affect cost, progress, performance, and furnishing of work.

g. This bid is genuine and not made in the interest of or on behalf of any undisclosed person, firm, or corporation and is not submitted in conformity with any agreement or rules of any group, association, organization, or corporation; BIDDER has not directly or indirectly induced or solicited any other BIDDER to submit a false or sham Bid; BIDDER has not solicited or induced any person, firm or corporation to refrain from bidding; and BIDDER has not sought by collusion to obtain for itself any advantage over any other BIDDER or over OWNER.

4. Bidder will complete the Work in accordance with the Contract Documents for the following Unit Bid price:

TOTAL BID LINK ROAD CULVERT REPLACEMENT:

Six hundred thirty-seven thousand, one hundred	(\$ 637,174. ⁰⁰)
(use words)	(figures)
seventy-four dollars	

5. BIDDER agrees that the Work will be substantially completed and ready for final payment before the dates or within the number of calendar days indicated in the Agreement.

BIDDER accepts the provisions of the Agreement as to liquidated damages in the event of failure to complete the Work within the times specified in the Agreement.

6. The following documents are attached to and made a condition of this Bid:

8. Terms used in this Bid will have the meanings indicated in the Instructions.

SUBMITTED on April 24 202.5

CONTRACTOR 
(Signature of Authorized Representative)

Nick Laraway
(Print Name)

Executive Director
(Title)

IF A NONPUBLICLY OWNED CORPORATION:

NAME OF CORPORATION: **Carver Construction, Inc.**

LIST OF PRINCIPAL STOCKHOLDERS (HOLDING OVER 5% OF OUTSTANDING SHARES):

Carver Laraway - 100%

LIST OF OFFICERS: **Carver Laraway; President, Kenneth Barth; Corp. Secretary**

LIST OF DIRECTORS: **Nick Laraway, George McHugh**

DATE OF ORGANIZATION: **01/26/1989**

IF A PARTNERSHIP:

PARTNERS: _____

NAME OF PARTNERSHIP: _____

DATE OF ORGANIZATION:

of **Carver Construction, Inc.** authorized to sign and submit Bid for this corporation for
(Name of Corporation)

the following project:

City of Rome Disaster Recovery Link Road Replacement

and to include in such bid the certificate as to non collusion, and for any inaccuracies or misstatements in such certificate this corporate Bidder shall be liable under the penalties of perjury.

The foregoing is true and correct copy of resolution adopted by:

Carver Construction, Inc.

(NAME OF CORPORATION)

At meeting of its Board of Directors held on the **15th** day of **April** 20 **25**

By



Title

Corp. Secretary

(SEAL)

**DETAILS OF BIDDER CERTIFIES, AND IN THE CASE OF JOINT BID, EACH PARTY
THERE TO CERTIFIES AS TO ITS OWN ORGANIZATION, UNDER PENALTY OF
PERJURY, THAT TO THE BEST OF HIS/HER KNOWLEDGE AND BELIEF:**

[1] The prices of this bid have been arrived at independently, without collusion, consultation, communication, or agreement, for the purposes of restricting competition, as to any matter relating to such prices with any other Bidder or with any competitor;

[2] Unless otherwise required by law, the prices which have been quoted in this bid have not been knowingly disclosed by the Bidder and will not knowingly be disclosed by the Bidder prior to opening, directly or indirectly, to any other Bidder or to any competitor; and

[3] No attempt has been made or will be made by the Bidder to induce any other person, partnership or corporation to submit or not to submit a bid for the purpose of restricting competition.

**A BID SHALL NOT BE CONSIDERED FOR AWARD NOR SHALL ANY
AWARD BE MADE WHERE [1], [2], [3] ABOVE HAVE NOT BEEN COMPLIED
WITH; PROVIDED HOWEVER, THAT IF IN ANY CASE THE BIDDER(S) CANNOT
MAKE THE FOREGOING CERTIFICATION, THE BIDDER SHALL SO STATE AND
SHALL FURNISH BELOW A SIGNED STATEMENT WHICH SETS FORTH IN
DETAIL THE REASONS THEREFORE:**

[AFFIX ADDENDUM TO THIS PAGE IF SPACE IS REQUIRED FOR
STATEMENT.]

Subscribed to under penalty of perjury under the laws of the State of New York, this
24th day of April, 20 25 as the act and deed of said corporation of partnership.

IF BIDDER(S) (ARE) A CORPORATION, COMPLETE THE FOLLOWING:

NAME

LEGAL RESIDENCE

President: Carver Laraway

252 Layne Lane, Schoharie, NY 12157

Secretary: Kenneth Barth

184 Case Road, Stratford, NY 13470

Treasurer: Nick Laraway

104 Dutchman Lane, Schenectady, NY 12304

President: _____

Secretary: _____

Treasurer: _____

City, Town, etc.

Telephone **(518) 355-6034**

Title

If applicable, Responsible Corporate Officer

Name **Nick Laraway**

Title **Executive Director**

Signature 

Joint or combined bids by companies or firms must be certified on behalf of each participant.

Legal name of person, firm or corporation

Legal name of person, firm or corporation

By

Name

Name

Title

Title

Address

Street

Address

Street

City

State

City

State

**DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY**

RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT

ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE	
	DOLLARS	CENTS
CLEARING AND GRUBBING (LARGE AREA) Eight thousand nine hundred and seventy dollars PER LUMP SUM	8,970	00
UNCLASSIFIED EXCAVATION Forty four dollars and fifty cents PER CUBIC YARD	44	50
EMBANKMENT IN PLACE Sixty two dollars PER CUBIC YARD	62	00
SELECT STRUCTURE FILL Sixty nine dollars and fifty cents PER CUBIC YARD	69	50
SHOULDER BACKUP MATERIAL Eighty two dollars PER CUBIC YARD	82	00

**DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY**

RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT

ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE	
	DOLLARS	CENTS
STRUCTURE EXCAVATION Thirty dollars PER CUBIC YARD	30	00
TRENCH AND CULVERT EXCAVATION Twenty seven dollars PER CUBIC YARD	27	00
SEED AND MULCH - TEMPORARY One cent PER LINEAR FOOT	0	01
CHECK DAM (DITCH BOTTOM WIDTH > 6' TO 10'), STONE-TEMPORARY One thousand six hundred ninety seven dollars PER EACH	1,697	00
SEDIMENT FILTER LOG-TEMPORARY, 12" Nine dollars and fifty cents PER LINEAR FOOT	9	50

**DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY**

RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT

ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE	
	DOLLARS	CENTS
SUBBASE COURSE, TYPE 2		
Eighty seven dollars and fifty cents	87	50
PER CUBIC YARD		
9.5 F2 TOP COURSE HMA, 80 SERIES COMPACTION		
Two hundred thirty four dollars	234	00
PER TON		
19 F9 BINDER COURSE HMA, 80 SERIES COMPACTION		
One hundred forty five dollars	145	00
PER TON		
37.5 F9 BASE COURSE HMA, 80 SERIES COMPACTION		
One hundred fifty nine dollars	159	00
PER TON		
TACK COAT (STRAIGHT)		
Six dollars	6	00
PER GALLON		

**DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY**

RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT

ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE	
	DOLLARS	CENTS
COFFERDAMS (TYPE 2)		
Four thousand two hundred dollars	4,200	00
PER EACH		
TEMPORARY WATERWAY DIVERSION STRUCTURE		
One Cent	0	01
PER EACH		
LONG-SPAN CORRUGATED STRUCTURAL PLATE STRUCTURE - ALUMINUM (#72 BOX)		
Four thousand two hundred forty one dollars	4,241	00
PER LINEAR FOOT		
BOX BEAM GUIDE RAILING		
Sixty four dollars	64	00
PER LINEAR FOOT		
BOX BEAM END PIECE		
Seven hundred thirty seven dollars	737	00
PER EACH		

**DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY**

RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT

ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE	
	DOLLARS	CENTS
BOX BEAM GUIDE RAILING TYPE II END SECTION		
Two thousand five hundred thirty three dollars	2,533	00
PER EACH		
TURF ESTABLISHMENT - PERFORMANCE		
Forty five dollars	45	00
PER SQUARE YARD		
BASIC WORK ZONE TRAFFIC CONTROL		
Twenty thousand six hundred seventy six dollars and eight one cents	20,676	81
PER LUMP SUM		
TYPE III CONSTRUCTION BARRICADES		
Three hundred twenty eight dollars	328	00
PER EACH		
TEMPORARY POSITIVE BARRIER - CATEGORY 1 (PINNING PROHIBITED)		
Fifty four dollars and fifty cents	54	50
PER LINEAR FOOT		

**DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY**

RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT

ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE	
	DOLLARS	CENTS
WARNING LIGHTS ON TEMPORARY POSITIVE BARRIERS Twenty one dollars PER EACH	21	00
STONE FILLING - FINE Two hundred thirty seven dollars PER CUBIC YARD	237	00
STONE FILLING - HEAVY Two hundred forty eight dollars PER CUBIC YARD	248	00
BEDDING MATERIAL - TYPE 2 One hundred eighty five dollars PER CUBIC YARD	185	00
NEW (IMPORTED) STREAM BED MATERIAL (B) One hundred thirty three dollars PER CUBIC YARD	133	00

**DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY**

RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT

ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE	
	DOLLARS	CENTS
GRADING CLEANING AND RESHAPING EXISTING DITCHES Twenty two dollars PER LINEAR FOOT	22	00
SURVEY OPERATIONS Fifteen thousand four hundred eighty four dollars PER LUMP SUM	15,484	00
CUTTING PAVEMENT Three dollars and fifty cents PER LINEAR FOOT	3	50
WHITE PAINT REFLECTORIZED PAVEMENT STRIPES - 15 MILS Four dollars and fifty cents PER LINEAR FOOT	4	50
YELLOW PAINT REFLECTORIZED PAVEMENT STRIPES - 15 MILS Four dollars and fifty cents PER LINEAR FOOT	4	50

DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY

RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT

ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE	
	DOLLARS	CENTS
DELINEATOR, SNOWPLOWING MARKER, SUPPLEMENTARY SNOWPLOWING MARKER PANELS One cent	0	01
PER EACH		
STEEL POST, (X=1.1 LB/FT PR 2.0 LB/FT)	334	00
Three hundred thirty four dollars		
PER EACH		
FIELD CHANGE PAYMENT (FCP)	\$ 1.00	00
PER DOLLAR CENT		
ASPHALT PRICE ADJUSTMENT (LUMP SUM) [CALCULATED IN ESTIMATOR]	\$ 1.00	00
PER DOLLAR CENT		

DR-4625NY CITY OF ROME DISASTER RECOVERY

CITY OF ROME, ONEIDA COUNTY

RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT

BROUGHT FORWA

ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE	
	DOLLARS	CENT
MOBILIZATION MUST NOT EXCEED 4% OF SUBTOTAL SHOWN ABOVE. SEE SPECIFICATION FOR THIS ITEM. FOR Twenty four thousand dollars LUMP SUM	24,000	00
GROSS SUM WRITTEN IN WORDS: even thousand one hundred seventy four dollars 	\$ 637,1.	

OWNER (Name and Address): City of Rome
198 North Washington Street
Rome NY, 13440

BID

Bid Due Date: As Noted in the Invitation to Bidders

Description: **DR-4625NY City of Rome Disaster Recovery – Link Road Culvert Replacement**

BOND

Bond Number: N/A

Date (Not earlier than Bid due date): April 24th, 2025

Penal sum Five Percent of Bid

(Words)

X 5% of Bid

(Figures)

Surety and Bidder, intending to be legally bound hereby, subject to the terms set forth below, do each cause this Bid Bond to be duly executed by an authorized officer, agent, or representative.

BIDDER

Carver Construction, Inc.

(Seal)

Bidder's Name and Corporate Seal

By:

N. Laraway
Signature

Nick Laraway
Garver P. Laraway

Print Name

President Executive Director

Title

SURETY

Berkley Insurance Company

(Seal)

Surety's Name and Corporate Seal

By:

Deborah L. Kruman
Signature (Attach Power of Attorney)

Deborah L. Kruman

Print Name

Attorney-In-Fact

Title

any extension thereof agreed to in writing by Owner) the executed Agreement required by the Bidding Documents and any performance and payment bonds required by the Bidding Documents, or

3.2 All Bids are rejected by Owner, or

3.3 Owner fails to issue a Notice of Award to Bidder within the time specified in the Bidding Documents (or any extension thereof agreed to in writing by Bidder and, if applicable, consented to by Surety when required by Paragraph 5 hereof).

4. Payment under this Bond will be due and payable upon default of Bidder and within 30 calendar days after receipt by Bidder and Surety of written notice of default from Owner, which notice will be given with reasonable promptness, identifying this Bond and the Project and including a statement of the amount due.

5. Surety waives notice of any and all defenses based on or arising out of any time extension to issue Notice of Award agreed to in writing by Owner and Bidder, provided that the total time for issuing Notice of Award including extensions shall not in the aggregate exceed 120 days from Bid due date without Surety's written consent.

6. No suit or action shall be commenced under this Bond prior to 30 calendar days after the notice of default required in Paragraph 4 above is received by Bidder and Surety and in no case later than one year after Bid due date.

7. Any suit or action under this Bond shall be commenced only in a court of competent jurisdiction located in the state in which the Project is located.

8. Notices required hereunder shall be in writing and sent to Bidder and Surety at their respective addresses shown on the face of this Bond. Such notices may be sent by personal delivery, commercial courier, or by United States Registered or Certified Mail, return receipt requested, postage pre-paid, and shall be deemed to be effective upon receipt by the party concerned.

9. Surety shall cause to be attached to this Bond a current and effective Power of Attorney evidencing the authority of the officer, agent, or representative who executed this Bond on behalf of Surety to execute, seal, and deliver such Bond and bind the Surety thereby.

PARTNERSHIP ACKNOWLEDGEMENT

State of _____]
County of _____]
On this _____ day of _____ , _____

ss:

before me personally appeared _____ ,

known to me to be a member of the firm of _____
described in and which executed the foregoing instrument, and _____ he thereupon acknowledged to me that _____ he
executed the same as and for the act and deed of said firm.

Notary Public

CORPORATION ACKNOWLEDGEMENT

State of New York]
County of Schenectady]
On this 24th day of April , 2025

ss:

before me personally appeared

mv Carver P. Laraway Nick Laraway

to me known, who being by me duly sworn, did depose and say: that _____ he resides at Schenectady, New York
_____ ; that he is Executive Director President *mv*

of the corporation described in and which executed the foregoing instrument; that he knows the seal of said
corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the
Board of Directors of said corporation; and that he signed his name thereto by like order.

Melissa K. Vivenzio

Notary Public

MELISSA K. VIVENZIO
NOTARY PUBLIC, STATE OF NEW YORK
Registration No. 01VI6092777
Qualified in Albany County
Commission Expires May 27, 2027

SURETY ACKNOWLEDGEMENT

State of New York
County of Schenectady]
_____]

ss:

without giving effect to the principles of conflicts of laws thereof. This Power of Attorney is granted pursuant to the following resolutions which were duly and validly adopted at a meeting of the Board of Directors of the Company held on January 25, 2010:

RESOLVED, that, with respect to the Surety business written by Berkley Surety, the Chairman of the Board, Chief Executive Officer, President or any Vice President of the Company, in conjunction with the Secretary or any Assistant Secretary are hereby authorized to execute powers of attorney authorizing and qualifying the attorney-in-fact named therein to execute bonds, undertakings, recognizances, or other suretyship obligations on behalf of the Company, and to affix the corporate seal of the Company to powers of attorney executed pursuant hereto; and said officers may remove any such attorney-in-fact and revoke any power of attorney previously granted; and further

RESOLVED, that such power of attorney limits the acts of those named therein to the bonds, undertakings, recognizances, or other suretyship obligations specifically named therein, and they have no authority to bind the Company except in the manner and to the extent therein stated; and further

RESOLVED, that such power of attorney revokes all previous powers issued on behalf of the attorney-in-fact named; and further

RESOLVED, that the signature of any authorized officer and the seal of the Company may be affixed by facsimile to any power of attorney or certification thereof authorizing the execution and delivery of any bond, undertaking, recognizance, or other suretyship obligation of the Company; and such signature and seal when so used shall have the same force and effect as though manually affixed. The Company may continue to use for the purposes herein stated the facsimile signature of any person or persons who shall have been such officer or officers of the Company, notwithstanding the fact that they may have ceased to be such at the time when such instruments shall be issued.

IN WITNESS WHEREOF, the Company has caused these presents to be signed and attested by its appropriate officers and its corporate seal hereunto affixed this 22nd day of January, 2024.



Attest:

By

Ira S. Lederman
Executive Vice President & Secretary

Berkley Insurance Company

By

Jeffrey M. Hafer
Senior Vice President

STATE OF CONNECTICUT)

) ss:

COUNTY OF FAIRFIELD)

Sworn to before me, a Notary Public in the State of Connecticut, this 22nd day of January, 2024, by Ira S. Lederman and Jeffrey M. Hafer who are sworn to me to be the Executive Vice President and Secretary, and the Senior Vice President,

Common & Preferred Stocks	6,072,102
Cash & Short Term Investments	1,285,112
Premiums Receivable	2,832,359
Other Assets	<u>4,382,011</u>

<u>Total Admitted Assets</u>	<u>\$ 32,013,737</u>
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Liabilities & Surplus

Loss & LAE Reserves	\$ 16,228,078
Unearned Premium Reserves	5,059,433
Other Liabilities	<u>1,304,351</u>

<u>Total Liabilities</u>	<u>\$ 22,591,863</u>
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Common Stock	\$ 43,000
Preferred Stock	10
Additional Paid In Capital	3,014,269
Unassigned Surplus	<u>6,364,595</u>

<u>Total Policyholders' Surplus</u>	<u>\$ 9,421,874</u>
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<u>Total Liabilities & Surplus</u>	<u>\$ 32,013,737</u>
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Officers:

President: William Robert Berkley, Jr.
Secretary: Philip Stanley Welt
Treasurer: Richard Mark Baio

Directors:

William Robert Berkley
(Executive Chairman)
William Robert Berkley, Jr.

of

Carver Construction, Inc.

being duly sworn, deposes and says that he now carries or that he has applied for a Workers Compensation Policy to cover the operations, as set forth in the preceding contract, and to comply with the provisions thereof.

Signed: _____

W. Lang

Subscribed and sworn to before me

this 24th day of April, 2025

Melissa K. Vivenzio

Notary Public

MELISSA K. VIVENZIO
NOTARY PUBLIC, STATE OF NEW YORK
Registration No. 01VI6092777
Qualified in Albany County
Commission Expires May 27, 2027

Bidder/Contractor and any assignee or subcontractor and, in the case of a joint bid, each party thereto, certifies, under penalty of perjury, that once the Prohibited Entities List is posted on the OGS website, that to the best of its knowledge and belief, that each Bidder/Contractor and any subcontractor or assignee is not identified on the Prohibited Entities List created pursuant to SFL § 165-a(3)(b).

Additionally, Bidder/Contractor is advised that once the Prohibited Entities List is posted on the OGS website, any Contractor seeking to renew or extend a Contract or assume the responsibility of a Contract awarded in response to this solicitation, must certify at the time the Contract is renewed, extended or assigned that it is not included on the Prohibited Entities List.

During the term of the Contract, should the Municipality receive information that a Bidder/Contractor is in violation of the above-referenced certification, the Municipality will offer the person or entity an opportunity to respond. If the person or entity fails to demonstrate that it has ceased its engagement in the investment which is in violation of the Act within 90 days after the determination of such violation, then the Municipality shall take such action as may be appropriate including, but not limited to, imposing sanctions, seeking compliance, recovering damages, or declaring the Bidder/Contractor in default.

The Municipality reserves the right to reject any bid or request for assignment for a Bidder/Contractor that appears on the Prohibited Entities List prior to the award of a contract, and to pursue a responsibility review with respect to any Bidder/Contractor that is awarded a contract and subsequently appears on the Prohibited Entities List.

I, Nick Laraway, being duly sworn, deposes and says that he/she is the

Executive Director of Carver Construction, Inc. and neither the Bidder/Contractor nor any proposed subcontractor is identified on the Prohibited Entities List.



A handwritten signature in blue ink, appearing to read 'N. Laraway', is written over a horizontal line.

B. A bid shall not be considered for award, nor shall any award be made where the condition set forth in Paragraph A above has not been complied with; provided, however, that in any case the bidder cannot make the forgoing certification set forth in Paragraph A above, the bidder shall so state and shall furnish with the bid a signed statement which sets forth in detail the reasons therefore. Where Paragraph A above cannot be complied with, the Finance Department to the political subdivision, public department, agency or official thereof to which the bid is made, or his designee, may award a bid, on a case by case business under the following circumstances:

1. The investment activities in Russia were made before February 27, 2022, the investment activities in Russia have not been expanded or renewed after February 27, 2022, and the Bidder has adopted, publicized and is implementing a formal plan to cease the investment activities in Russia and to refrain from engaging in any new investments in Russia; or
2. The political subdivision makes a determination that the goods or services are necessary for the political subdivision to perform its function and that, absent such an exemption, the political subdivision would be unable to obtain the goods or services for which the contract is offered. Such determination shall be made in writing and shall be a public document.

Nick Laraway

Printed Name



Signature

Carver Construction, Inc.

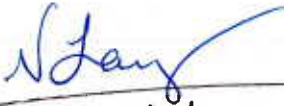
Company Name

04/24/2025

Date

I Nick Laraway, being duly sworn, deposes and says that he/she is the
Executive Director of Carver Construction, Inc. and certify

Carver Construction, Inc. is compliance with maintaining a written policy addressing sexual harassment prevention in the workplace and providing annual sexual harassment prevention training to all their employees.



Nick Laraway

SWORN to before me this

24th day of April

20 25

Notary Public: 

MELISSA K. VIVENZIO
NOTARY PUBLIC, STATE OF NEW YORK
Registration No. 01VI6092777
Qualified in Albany County
Commission Expires May 27, 2027

There are no SDVDB goals for this project.

The Bidder shall designate and enter below the name of the Minority/Women's Business Enterprise Officer who will have the responsibility for the /M/WBE Utilization.

Bidder Designated M/WBE Officer

Melissa Vivenzio

(Name)

Construction Admin.

(Title)

Telephone Number

(518) 355-6034

RETURN THIS PAGE WITH BID

NEW YORK STATE VENDOR IDENTIFICATION NUMBER (VENDOR ID)

The Vendor ID is a ten-digit identifier issued by New York State when the vendor is registered on the Statewide Vendor File. This number must now be included on the questionnaire. If the business entity has not obtained a Vendor ID, contact the IT Service Desk at ITServiceDesk@osc.state.ny.us or call 866-370-4672.

DEFINITIONS

All underlined terms are defined in the "New York State Vendor Responsibility Definitions List," found at <http://www.osc.state.ny.us/vendrep/documents/questionnaire/definitions.pdf>. These terms may not have their ordinary, common or traditional meanings. Each vendor is strongly encouraged to read the respective definitions for any and all underlined terms. By submitting this questionnaire, the vendor agrees to be bound by the terms as defined in the "New York State Vendor Responsibility Definitions List" existing at the time of certification.

RESPONSES

Every question must be answered. Each response must provide all relevant information which can be obtained within the limits of the law. However, information regarding a determination or finding made in error which was subsequently corrected or overturned, and/or was withdrawn by the issuing government entity, is not required. Individuals and Sole Proprietors may use a Social Security Number but are encouraged to obtain and use a federal Employer Identification Number (EIN).

		ext.			
		Website			
Authorized Contact for this Questionnaire					
Name			Telephone		Fax
			ext.		
Title			Email		
Additional <u>Business Entity</u> Identities: If applicable, list any other <u>DBA</u> , <u>Trade Name</u> , <u>Former Name</u> , Other Identity, or <u>EIN</u> used in the last five (5) years, the state or county where filed and the status (active or inactive).					
Type	Name	EIN	State or County where filed		Status

I. BUSINESS CHARACTERISTICS

1.0 Business Entity Type – Check appropriate box and provide additional information:

a) ☐ <u>Corporation</u> (including <u>PC</u>)	Date of Incorporation	
b) ☐ <u>Limited Liability Company</u> (<u>LLC</u> or <u>PLLC</u>)	Date Organized	
c) ☐ <u>Limited Liability Partnership</u>	Date of Registration	
d) ☐ <u>Limited Partnership</u>	Date Established	
e) ☐ <u>General Partnership</u>	Date Established	County (if formed in NYS)
f) ☐ <u>Sole Proprietor</u>	How many years in business?	
g) ☐ <u>Other</u>	Date Established	

1.4 Is the responding <u>Business Entity</u> a <u>Joint Venture</u> ? Note: If the submitting <u>Business Entity</u> is a <u>Joint Venture</u> , also submit a separate questionnaire for each <u>Business Entity</u> comprising the <u>Joint Venture</u> .	☐ Yes ☐ No		
1.5 If the <u>Business Entity's Principal Place of Business</u> is not in New York State, does the <u>Business Entity</u> maintain an office in New York State? <i>(Select "N/A" if <u>Principal Place of Business</u> is in New York State.)</i>	☐ Yes ☐ No ☐ N/A		
If "Yes," provide the address and telephone number for one office located in New York State.			
1.6 Is the Business Entity a New York State certified <u>Minority-Owned Business Enterprise</u> , or <u>Women-Owned Business Enterprise</u> , or <u>New York State Small Business</u> , or federally certified <u>Disadvantaged Business Enterprise</u> ?	☐ Yes ☐ No		
If "Yes," check all that apply: ☐ New York State certified <u>Minority-Owned Business Enterprise</u> (MBE) ☐ New York State certified <u>Women-Owned Business Enterprise</u> (WBE) ☐ <u>New York State Small Business</u> ☐ Federally certified <u>Disadvantaged Business Enterprise</u> (DBE)			
1.7 Identify each person or business entity that is, or has been within the past five (5) years, <u>Principal Owner</u> of 5.0% or more of the firm's shares; a Business Entity Official; or one of the five largest shareholders, if applicable. <i>(Attach additional pages if necessary.)</i> <u>Joint Ventures</u> : Provide information for all firms involved.			
Name <i>(For each person, include middle initial)</i>	Title	Percentage of ownership (Enter 0%, if not applicable)	Employment status with the firm
			☐ Current ☐ Former
			☐ Current ☐ Former

Firm/Company Address		
Explain relationship with the firm and indicate percent of ownership, if applicable (enter N/A, if not applicable):		
Are there any shareholders, directors, officers, owners, partners or proprietors that the submitting <u>Business Entity</u> has in common with this firm?		☐ Yes ☐ No
Individual's Name <i>(Include middle initial)</i>	Position/Title with Firm/Company	
2.1 Does the <u>Business Entity</u> have any <u>construction-related affiliates</u> not identified in the response to question 2.0 above? <i>(Attach additional pages if necessary.)</i>		☐ Yes ☐ No
Affiliate Name	Affiliate EIN (If available)	Affiliate's Primary Business Activity
Affiliate Address		
Explain relationship with the affiliate and indicate percent of ownership, if applicable <i>(enter N/A, if not applicable)</i> :		
Are there any shareholders, directors, officers, owners, partners or proprietors that the submitting Business Entity has in common with this affiliate?		☐ Yes ☐ No
Individual's Name <i>(Include middle initial)</i>	Position/Title with Firm/Company	
2.2 Has the <u>Business Entity</u> participated in any <u>construction-related Joint Ventures</u> within the past three (3) years? <i>(Attach additional pages if necessary.)</i>		☐ Yes ☐ No
Joint Venture Name	Joint Venture EIN (If available)	Identify parties to the Joint Venture

If "Yes," list all current uncompleted construction contracts by using Attachment B – Uncompleted Construction Contracts, found at www.osc.state.ny.us/vendrep/documents/questionnaire/ac3295s.doc.

Note: Ongoing projects must be included.

IV. INTEGRITY – CONTRACT BIDDING

Within the past five (5) years, has the Business Entity, an affiliate, or any predecessor company or entity:

4.0	Been <u>suspended</u> or <u>debarred</u> from any <u>government contracting process</u> or been <u>disqualified</u> on any government procurement?	☐ Yes ☐ No
4.1	Been subject to a denial or revocation of a government prequalification?	☐ Yes ☐ No
4.2	Had any bid rejected by a <u>government entity</u> for lack of qualifications, responsibility or because of the submission of an informal, non-responsive or incomplete bid?	☐ Yes ☐ No
4.3	Had a proposed subcontract rejected by a <u>government entity</u> for lack of qualifications, responsibility or because of the submission of an informal, non-responsive or incomplete bid?	☐ Yes ☐ No
4.4	Had a low bid rejected on a <u>government contract</u> for failure to make <u>good faith efforts</u> on any <u>Minority-Owned Business Enterprise</u> , <u>Women-Owned Business Enterprise</u> or <u>Disadvantaged Business Enterprise</u> goal or <u>statutory affirmative action requirements</u> on a previously held contract?	☐ Yes ☐ No
4.5	Agreed to a voluntary exclusion from bidding/contracting with a <u>government entity</u> ?	☐ Yes ☐ No
4.6	Initiated a request to withdraw a bid submitted to a <u>government entity</u> or made any claim of an error on a bid submitted to a <u>government entity</u> ?	☐ Yes ☐ No

For each "Yes," provide an explanation of the issue(s), the Business Entity involved, the relationship to the submitting Business Entity, the government entity involved, project(s), relevant dates, any remedial or corrective action(s) taken and the current status of the issue(s). Provide answer(s) below or attach additional sheets with numbered responses.

V. INTEGRITY – CONTRACT AWARD

Within the past five (5) years, has the Business Entity, an affiliate, or any predecessor company or entity:

5.0	Defaulted on or been <u>suspended</u> , cancelled or <u>terminated for cause</u> on any contract?	☐ Yes ☐ No
-----	---	--

VI. CERTIFICATIONS/LICENSES

Within the past five (5) years, has the Business Entity, an affiliate, or any predecessor company or entity:

- | | | |
|-----|--|--|
| 6.0 | Had a revocation or <u>suspension</u> of any business or professional permit and/or license? | ☐ Yes ☐ No |
| 6.1 | Had a denial, decertification, revocation or forfeiture of New York State certification of <u>Minority-Owned Business Enterprise</u> , <u>Women-Owned Business Enterprise</u> or a federal certification of <u>Disadvantaged Business Enterprise</u> status, for other than a change of ownership? | ☐ Yes ☐ No |

For each "Yes," provide an explanation of the issue(s), the Business Entity involved, the relationship to the submitting Business Entity, the government entity involved, relevant dates, any remedial or corrective action(s) taken and the current status of the issue(s). Provide answer(s) below or attach additional sheets with numbered responses.

VII. LEGAL PROCEEDINGS/GOVERNMENT INVESTIGATIONS

Within the past five (5) years, has the Business Entity, an affiliate, or any predecessor company or entity:

- | | | |
|-----|---|--|
| 7.0 | Been the subject of a criminal <u>investigation</u> , whether open or closed, or an indictment for any business-related conduct constituting a crime under local, state or <u>federal</u> law? | ☐ Yes ☐ No |
| 7.1 | Been the subject of: <ul style="list-style-type: none"> (i.) An indictment, grant of immunity, <u>judgment</u> or conviction (including entering into a plea bargain) for conduct constituting a crime; or (ii.) Any criminal <u>investigation</u>, felony indictment or conviction concerning the formation of, or any business association with, an allegedly false or fraudulent <u>Minority-Owned Business Enterprise</u>, <u>Women-Owned Business Enterprise</u>, or a <u>Disadvantaged Business Enterprise</u>? | ☐ Yes ☐ No

☐ Yes ☐ No |
| 7.2 | Received any <u>OSHA</u> citation, which resulted in a final determination classified as <u>serious</u> or <u>willful</u> ? | ☐ Yes ☐ No |
| 7.3 | Had a <u>government entity</u> find a willful prevailing wage or supplemental payment violation? | ☐ Yes ☐ No |
| 7.4 | Had a New York State Labor Law violation deemed willful? | ☐ Yes ☐ No |
| 7.5 | Entered into a consent order with the New York State Department of Environmental Conservation, or a <u>federal</u> , state or local government enforcement determination involving a violation of <u>federal</u> , state or local environmental laws? | ☐ Yes ☐ No |

- Any labor law or regulation, which was deemed willful;
- Employee Retirement Income Security Act (ERISA);
- Federal, state or local human rights laws;
- Federal, state or local security laws?

For each "Yes," provide an explanation of the issue(s), the Business Entity involved, the relationship to the submitting Business Entity, the government entity involved, relevant dates, any remedial or corrective action(s) taken and the current status of the issue(s). Provide answer(s) below or attach additional sheets with numbered responses.

Note: Information regarding a determination or finding made in error, which was subsequently corrected or overturned, and/or was withdrawn by the issuing government entity, is not required.

VIII. LEADERSHIP INTEGRITY

If the Business Entity is a Joint Venture Entity, answer "N/A - Not Applicable" to questions in this section.

Within the past five (5) years has any individual previously identified or any individual currently or formerly having the authority to sign, execute or approve bids, proposals, contracts or supporting documentation on behalf of the Business Entity with any government entity been:

8.0 Sanctioned relative to any business or professional permit and/or license?

☐ Yes ☐ No
☐ N/A

8.1 Suspended, debarred or disqualified from any government contracting process?

☐ Yes ☐ No
☐ N/A

8.2 The subject of a criminal investigation, whether open or closed, or an indictment for any business-related conduct constituting a crime under local, state or federal law?

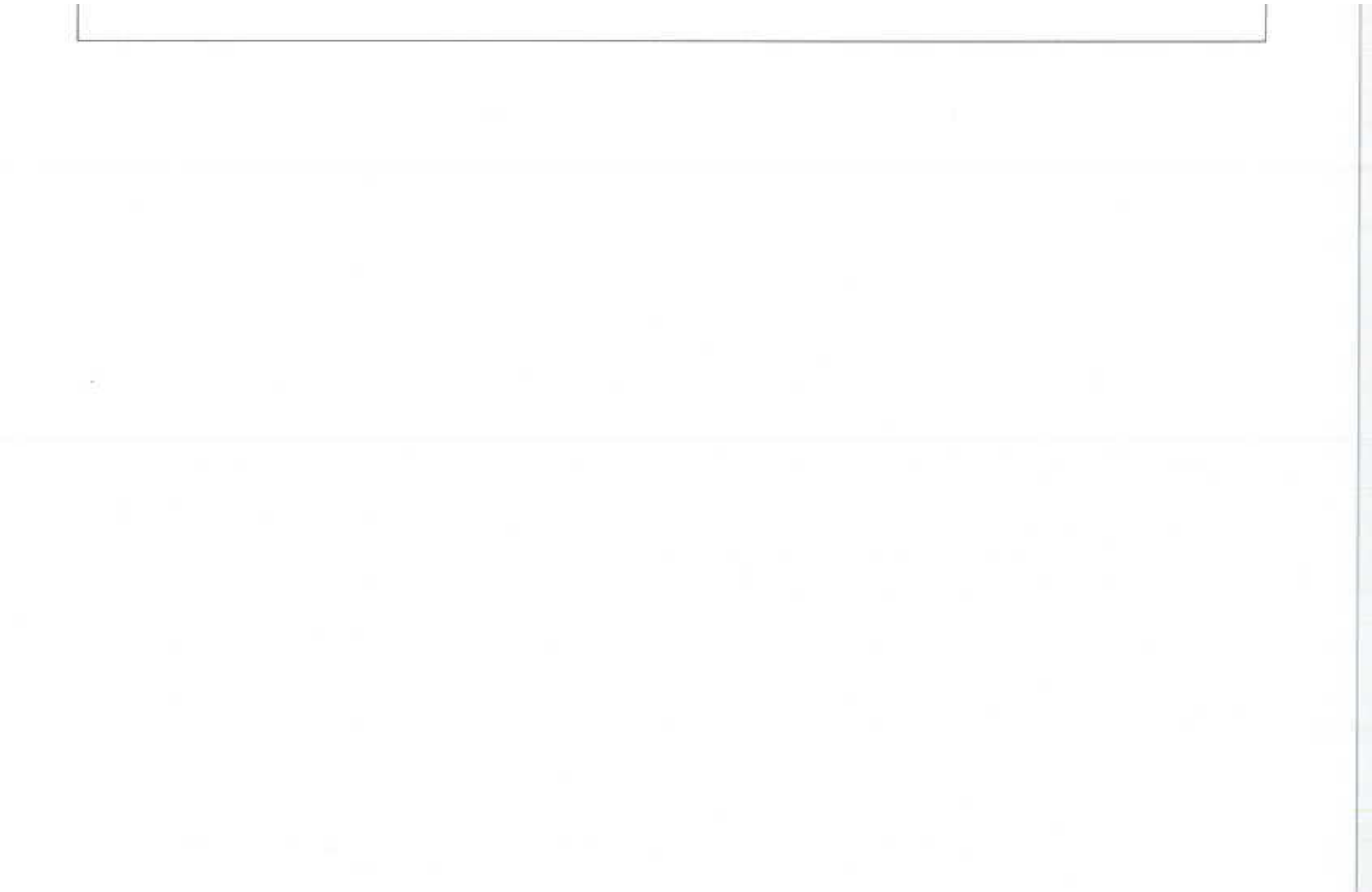
☐ Yes ☐ No
☐ N/A

8.3 Charged with a misdemeanor or felony, indicted, granted immunity, convicted of a crime or subject to a judgment for:

☐ Yes ☐ No
☐ N/A

- (i.) Any business-related activity, including but not limited to fraud, coercion, extortion, bribe or bribe-receiving, giving or accepting unlawful gratuities, immigration or tax fraud, racketeering, mail fraud, wire fraud, price-fixing or collusive bidding; or
- (ii.) Any crime, whether or not business-related, the underlying conduct of which related to truthfulness, including but not limited to the filing of false documents or false sworn statements, perjury or

9.1 Within the past five (5) years, has the <u>Business Entity</u> or any <u>affiliate</u> had any <u>liquidated damages</u> assessed over \$25,000?		☐ Yes ☐ No
<i>If "Yes," provide an explanation of the issue(s), the <u>Business Entity</u> involved, the relationship to the submitting <u>Business Entity</u>, relevant dates, the contracting party involved, the amount assessed and the current status of the issue(s). Provide answer below or attach additional sheets with numbered responses.</i>		
9.2 Within the past five (5) years, has the <u>Business Entity</u> or any <u>affiliate</u> had any <u>liens, claims</u> or <u>judgments</u> over \$25,000 filed against the <u>Business Entity</u> which remain undischarged or were unsatisfied for more than 90 days? (Note: Including but not limited to tax warrants or liens. Do not include UCC filings.)		☐ Yes ☐ No
<i>If "Yes," provide an explanation of the issue(s), the <u>Business Entity</u> involved, the relationship to the submitting <u>Business Entity</u>, relevant dates, the Lien holder or Claimants' name(s), the amount of the <u>lien(s)</u> and the current status of the issue(s). Provide answer below or attach additional sheets with numbered responses.</i>		
9.3 In the last seven (7) years, has the <u>Business Entity</u> or any <u>affiliate</u> initiated or been the subject of any bankruptcy proceedings, whether or not closed, or is any bankruptcy proceeding pending?		☐ Yes ☐ No
<i>If "Yes," provide the <u>Business Entity</u> involved, the relationship to the submitting <u>Business Entity</u>, the bankruptcy chapter number, the court name and the docket number. Indicate the current status of the proceedings as "Initiated," "Pending" or "Closed." Provide answer below or attach additional sheets with numbered responses.</i>		
9.4 What is the <u>Business Entity's</u> Bonding Capacity?		
a. Single Project		b. Aggregate (All Projects)
9.5 List <u>Business Entity's</u> Gross Sales for the previous three (3) Fiscal Years:		
1st Year (Indicate year) Gross Sales	2nd Year (Indicate year) Gross Sales	3rd Year (Indicate year) Gross Sales
9.6 List <u>Business Entity's</u> Average Backlog for the previous three (3) fiscal years: (Estimated total value of uncompleted work on outstanding contracts)		
1st Year (Indicate year)	2nd Year (Indicate year)	3rd Year (Indicate year)



submission of false or misleading information may result in criminal penalties under State and/or Federal Law, as well as a finding of non-responsibility, contract suspension or contract termination.

The undersigned certifies that he/she:

- is knowledgeable about the submitting Business Entity's business and operations;
- has read and understands all of the questions contained in the questionnaire;
- has not altered the content of the questionnaire in any manner;
- has reviewed and/or supplied full and complete responses to each question;
- to the best of his/her knowledge, information and belief, confirms that the Business Entity's responses are true, accurate and complete, including all attachments, if applicable;
- understands that New York State government entities will rely on the information disclosed in the questionnaire when entering into a contract with the Business Entity; and
- is under an obligation to update the information provided herein to include any material changes to the Business Entity's responses at the time of bid/proposal submission through the contract award notification, and may be required to update the information at the request of the New York State government entities or OSC prior to the award and/or approval of a contract, or during the term of the contract.

Signature of Owner/Official



Printed Name of Signatory

Nick Laraway

Title

Executive Director

Name of Business

Carver Construction, Inc.

Address

26 Corporate Circle

City, State, Zip

Albany, NY 12203

Entity Information

Legal Business Entity Name: CARVER CONSTRUCTION INC
TIN (EIN or SSN): 141716470
Vendor ID: 1000043756
Principal Place of Business: 2170 River Road
PO Box 890
Coeymans, NY 12045
United States
Telephone: (518)355-6034
Fax: (518)356-7282
Website: www.carvercompanies.com
Email: nlaraway@carvercompanies.com

Business Entity Information

Business Type: For-Profit
Business Activity: Construction

Authorized Contacts

Name:	Melissa Kuhl	Address:	2170 River Road
Title:	Controller		PO Box 890
Telephone:	(518)355-6034 x140		Coeymans, NY 12045
Fax:	(518)356-7282		United States
Email:	mkuhl@carvercompanies.com		

1.1 Was the Business Entity formed in New York State?

☒ Yes

☐ No

1.2 Is the Legal Business Entity publicly traded?

☐ Yes

☒ No

1.3 Is the Business Entity currently registered to do business in New York State?

Note: Select "Not Required" if the Business Entity is a Sole Proprietor or General Partnership.

☒ Yes

☐ No

☐ Not Required

1.4 Is the responding Business Entity a Joint Venture?

Note: If the submitting Business Entity is a Joint Venture, also submit a separate questionnaire for each Business Entity comprising the Joint Venture.

☐ Yes

☒ No

1.5 If the Business Entity's Principal Place of Business is not in New York State, does the Business Entity maintain an office in New York State?

(Select "N/A" if Principal Place of Business is in New York State.)

☐ Yes

☐ No

Date of Birth

06/26/1956

Percentage of ownership (Enter 0% if not applicable)

100

Employment Status with the firm

☒ Current

☐ Former

Add another?

☐ Yes

☒ No

Add a Business Entity

☐ Yes

☒ No

☐ N/A

1.8 There is no person or Business Entity that owns 5% or more of the Reporting Entity

☐ Yes

☒ No

Last Modified: Sep 2, 2022

Modified By: Nick Laraway

ownership. If there are any shareholders, directors, officers, owners, partners or proprietors that the submitting Business Entity has in common with this firm, provide the name and title of each individual.

Uploaded Files

[CCA-2 Affiliate Support.xlsx](#) 11K

2.1 Does the Business Entity have any construction-related affiliates not identified in the response to question 2.0 above?

☐ Yes

☒ No

2.2 Has the Business Entity participated in any construction-related Joint Ventures within the past 3 years?

☐ Yes

☒ No

Last Modified: Oct 4, 2024

Modified By: Nick Laraway

Uploaded Files

[9,2024 CCA-2 Completed Contract Form.doc](#) 101K



3.1 Does the Business Entity currently have uncompleted construction contracts?

Note: Ongoing projects must be included.

☒ Yes

☐ No

List all current uncompleted construction contracts for government clients. Ongoing projects must be included. At the Business Entity's option, it may include construction contracts uncompleted for private clients.

☐ Attach Document

☐ Use Uncompleted Contract Template

Uncompleted Contract Template

Uploaded Files

[9,2024 CCA-2 Uncompleted Contract Form.doc](#) 124K

Last Modified: Oct 4, 2024

Modified By: Nick Laraway

4.2 Had any bid rejected by a government entity for lack of qualifications, responsibility or because of the submission of an informal, non-responsive or incomplete bid?

☐ Yes

☒ No

4.3 Had a proposed subcontract rejected by a government entity for lack of qualifications, responsibility or because of the submission of an informal, non-responsive or incomplete bid?

☐ Yes

☒ No

4.4 Had a bid rejected on a government contract for failure to make good faith efforts on any Minority-Owned Business Enterprise, Women-Owned Business Enterprise, Service-Disabled Veteran-Owned Business or Disadvantaged Business Enterprise goal or statutory affirmative action requirements on a previously held contract?

☐ Yes

☒ No

4.5 Agreed to a voluntary exclusion from bidding/contracting with a government entity?

☐ Yes

☒ No

4.6 Requested or been permitted to withdraw a bid submitted to a government entity or made any claim of an error on a bid submitted to a government entity?

☐ Yes

☒ No

5.2 Entered into a formal monitoring agreement, integrity agreement, consent decree, or stipulation, settlement as specified by, or agreed to with, any government entity?

☐ Yes
☒ No

5.3 Had its surety called upon to complete any contract whether government or private sector?

☐ Yes
☒ No

5.4 Forfeited all or part of a standby letter of credit in connection with any government contract?

☐ Yes
☒ No

Last Modified: Aug 29, 2022

Modified By: Nick Laraway

☐ Yes
☒ No

Last Modified: Aug 29, 2022
Modified By: Nick Laraway

- i. An indictment, grant of immunity, judgment or conviction (including entering into a plea bargain) for conduct constituting a crime; or
ii. Any criminal investigation, felony indictment or conviction concerning the formation of, or any business association with, an allegedly false or fraudulent Minority-Owned Business Enterprise, Women-Owned Business Enterprise, Service-Disabled Veteran-Owned Business, or a Disadvantaged Business Enterprise?

☐ Yes

☐ No



7.2

Received any OSHA citation, which resulted in a final determination classified as serious or willful?

☐ Yes

☐ No

Provide an explanation of the issue(s), the Business Entity affiliate, predecessor company or entity involved, the relationship to the submitting Business Entity, the government entity involved, relevant dates, any remedial or corrective action(s) taken and the current status of the issue(s).

Note: Information regarding a determination or finding made in error, which was subsequently corrected or overturned, and/or was withdrawn by the issuing government entity, is not required.

Select method for providing this information:

☐ Enter Below

☐ Attach Document(s)

☐ Attach Document(s) with Explanation

Uploaded Files

[Inspection #1573843.015.pdf](#) 1005K

Explain

These are related to an incident at the Coeymans Landing Marina where a supervisor was working in violation of company policy and their actions resulted in a fire and injury.

7.3

Had a government entity find a willful prevailing wage or supplemental payment violation?

☐ Yes

☐ No

Uploaded Files

[Binder2024.pdf](#) 764K

Explain

1) The EPA inspection resulted in minor findings, and no penalty that were all rectified as detailed in the response letter, we continue to monitor these areas monthly and address any issues found.

7.6 Other than previously disclosed, been the subject of any citations, notices or violation orders; a pending administrative hearing, proceeding or determination of a violation of:

- Federal, state or local health laws, rules or regulations;
- Federal, state or local environmental laws, rules or regulations;
- Unemployment insurance or workers compensation coverage or claim requirements;
- Any labor law or regulation, which was deemed willful;
- Employee Retirement Income Security Act (ERISA);
- Federal, state or local human rights laws;
- Federal, state or local security laws;
- Federal, state, or local tax laws?

☐ Yes

☒ No

Last Modified: Oct 4, 2024
Modified By: Nick Laraway

8.1 Suspended, debarred or disqualified from any government contracting process?

- ☐ Yes
- ☒ No
- ☐ N/A - Joint Venture

8.2 The subject of a criminal investigation, whether open or closed, or an indictment for any business-related conduct constituting a crime under local, state or federal law?

- ☐ Yes
- ☒ No
- ☐ N/A - Joint Venture

8.3 Charged with a misdemeanor or felony, indicted, granted immunity, convicted of a crime or subject to a judgment for

- i. Any business-related activity, including but not limited to theft, fraud, coercion, extortion, bribe or bribe-receiving, giving or accepting unlawful gratuities, immigration or tax fraud, racketeering, mail fraud, wire fraud, price-fixing or collusive bidding; or
- ii. Any crime, whether or not business-related, the underlying conduct of which related to truthfulness, including but not limited to the filing of false documents or false sworn statements, perjury or larceny.

- ☐ Yes
- ☒ No
- ☐ N/A - Joint Venture

Last Modified: Aug 29, 2022
Modified By: Nick Laraway

☒ No

- 9.2 Within the past five (5) years, has the Business Entity or any affiliate had any liens, claims or judgments over \$25,000 filed against the Business Entity which remain undischarged or were unsatisfied for more than 90 days?

Note: Including but not limited to tax warrants or liens. Do not include UCC filings.

☐ Yes

☒ No

- 9.3 In the last seven (7) years, has the Business Entity or any affiliate, or official initiated or been the subject of any bankruptcy proceedings, whether or not closed, or is any bankruptcy proceeding pending?

☐ Yes

☒ No

- 9.4 What is the Business Entity's Bonding Capacity?
Select method for providing this information:

☒ Enter Below

☐ Attach Document

Single Project :

40,000,000

Aggregate (All Projects):

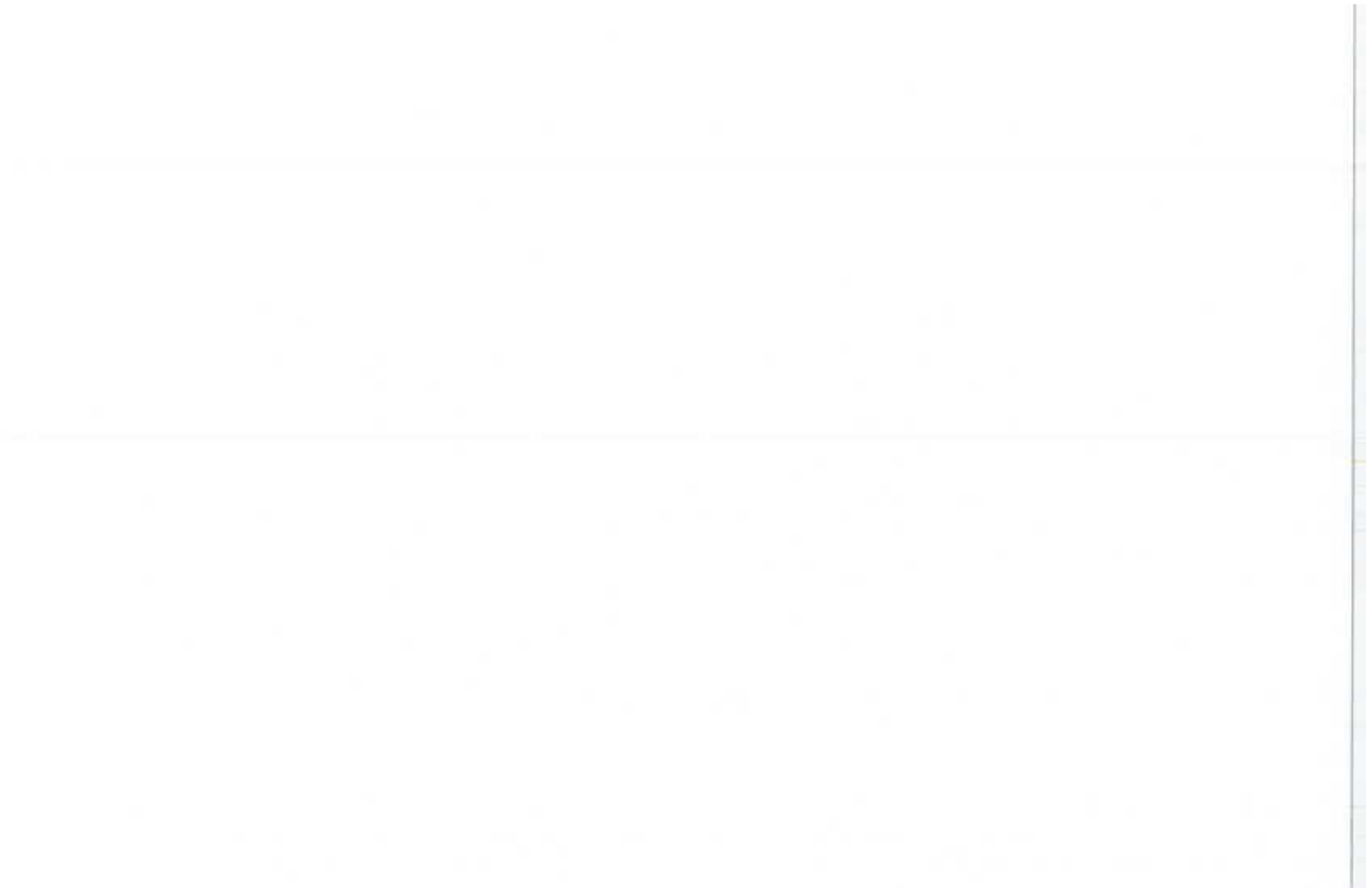
90,000,000

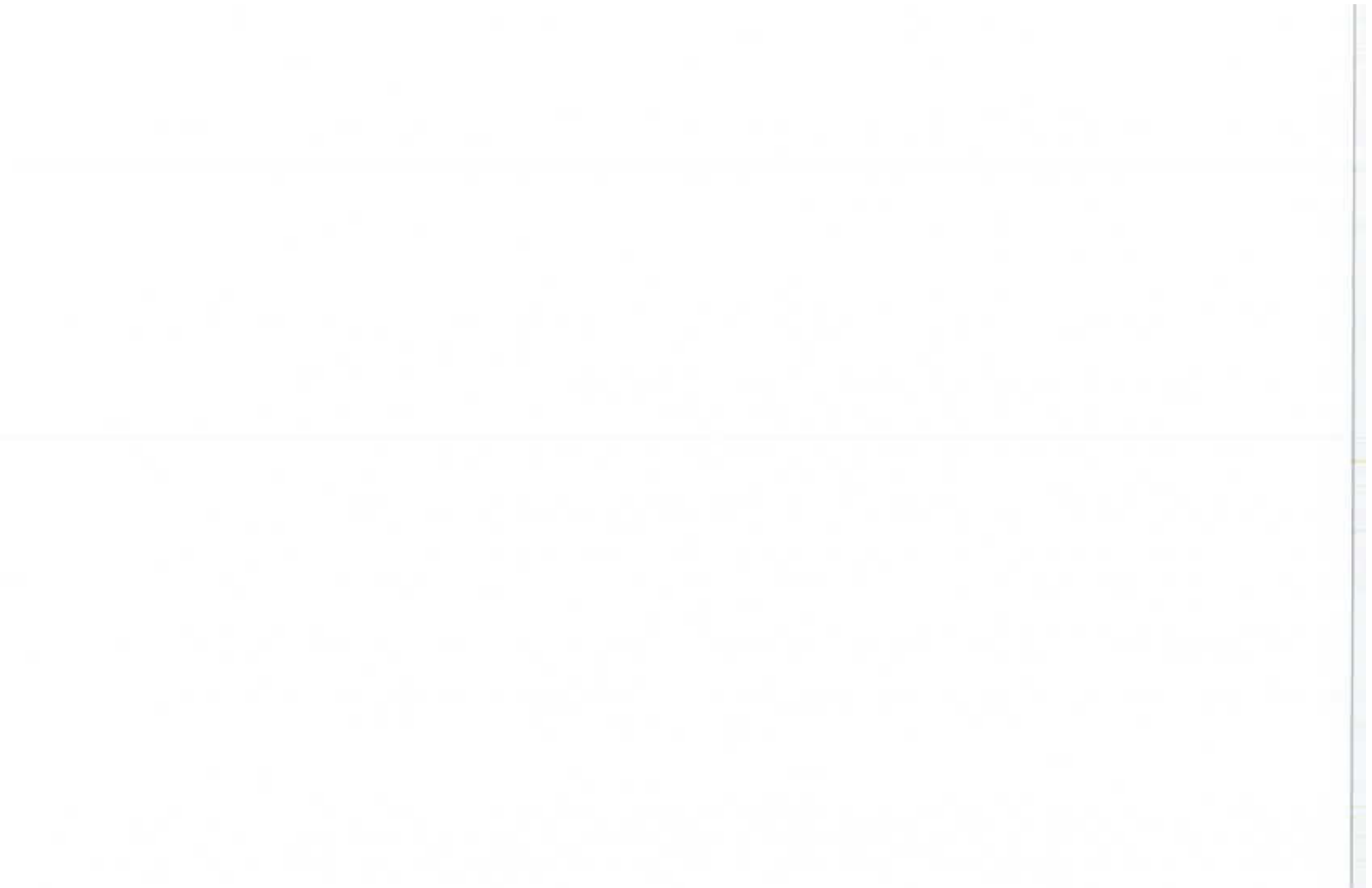
Amount
39,762,122
3rd Year (indicate year)
2021
Amount
30,105,269

- 9.6 List Business Entity's Average Backlog for previous three (3) fiscal years:
(Estimated total value of uncompleted work on outstanding contracts)
Select method for providing this information:

- ☒ Enter Below
☐ Attach Document

1st Year (indicate year)
2023
Amount
17,981,853
2nd Year (indicate year)
2022
Amount
20,323,420
3rd Year (indicate year)
2021
Amount
28,827,141





11.2

Email

nlaraway@carvercompanies.com

11.3

Telephone

(518)355-6034

11.4

Fax

(518) 356-7282

Last Modified: Sep 2, 2022

Modified By: Nick Laraway

- have provided true, accurate and complete responses, including all attachments, if applicable;
- understand that New York State government entities will rely on the information disclosed in the questionnaire when entering into a contract with the Business Entity; and
- are under an obligation to update the information provided herein to include any material changes to the Business Entity's responses at the time of bid/proposal submission through the contract award notification, and may be required to update the information at the request of the New York State government entities or OSC prior to the award and/or approval of a contract, or during the term of the contract.

Legal Business Name: CARVER CONSTRUCTION INC

Certifier's Name: Nick Laraway

Certifier's Title: COO

Certification Date: Oct 4, 2024

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NOTE: This amendment shall be attached to and become a part of the Proposal for **RFB-2025-002** as outlined below:

1. **Question:** Due to difficulties in procuring raw materials for the Aluminum Box Culvert, can the requirements as outlined under NYSDOT Section 106-11, Buy America, be waived?

Response: In review of the proposed guidance from FEMA, as this project is classified as a *Public Assistance Grant Program*, specific clauses of the Buy American Clause can be waived. The City of Rome based upon this guidance is **waiving the Buy American Clause** as outlined under Section 106-11 of the NYSDOT specifications for Item 603.59060016, Long Span Corrugated Structural Plate Structure – Aluminum (#72 Box).

All Bidders **MUST** complete acknowledging receipt of this amendment and attached to their respective bids. If the Bidder fails to complete the 'Amendment Acknowledgement' below, his bid could be declared informal thereby delaying award of the contract.

Contact Signature: 



END ADDENDUM NO. 1

NOTE: This amendment shall be attached to and become a part of the Proposal for **RFB-2025-002** as outlined below:

Clarification: On Contract Bid Sheets BS-2 (proposal page 21), for Item 209.1003 – Seed and Mulch – Temporary; the units should be **Square Yards** not Linear Foot. The estimated quantity is correct as noted at **214 Square Yards**.

Question: Do you have a detail for the temporary stone check dam on sheet 14?

Response: *Item 209.110103 - CHECK DAM (DITCH BOTTOM WIDTH > 6' TO 10'), STONE-TEMPORARY; should be constructed in accordance with NYSDOT Standard Sheet 209-02*
https://www.dot.ny.gov/main/business-center/engineering/cadd-info/drawings/standard-sheets-us-repository/209-02_090117_E1.pdf

Question: Do you have a limit of the clearing and grubbing; the bid form just says large area?

Response: *The limits of Item 201.06 should be the entire limits of the Temporary Easement. It should be noted the City of Rome has already cut any trees larger than 3" DBH in advance of construction however the contractor will need to dispose and grub of the remains.*

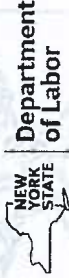
All Bidders **MUST** complete acknowledging receipt of this amendment and attached to their respective bids. If the Bidder fails to complete the 'Amendment Acknowledgement' below, his bid could be declared informal thereby delaying award of the contract.

Contact Signature: 



END ADDENDUM NO. 2

WE ARE YOUR DOL



DIVISION OF SAFETY AND HEALTH LICENSE AND CERTIFICATE UNIT, STATE OFFICE CAMPUS, BUILDING 12, ALBANY, NY 12226

CERTIFICATE OF CONTRACTOR REGISTRATION

This Certificate Entitles the Holder to Perform and Bid on Public Work and

Covered Private Construction Projects in the State of New York,

Subject to the Prevailing Wage Requirements of

NYS Labor Law Article 8

Carver Construction Inc.

DBA: Carver Construction

2170 River Rd

Coeymans, New York 12045

Phone Number: 5183556034

Registration Number: 24-634S9-CR

Date of Issue: 2024-12-02

Expiration Date: 2026-12-29

(This license is valid only for the contractor named above)

A handwritten signature in black ink, appearing to read "Roberta Reardon".

Roberta Reardon
Commissioner

New York State Department of
Labor

Print or type. See **Specific Instructions**

☐ **LLC.** Enter the tax classification (C = C corporation, S = S corporation, P = Partnership)
Note: Check the "LLC" box above and, in the entry space, enter the appropriate code (C, S, or P) for the tax classification of the LLC, unless it is a disregarded entity. A disregarded entity should instead check the appropriate box for the tax classification of its owner.

☐ **Other** (see instructions)

Exempt payee code (if any)

Exemption from Foreign Account Tax Compliance Act (FATCA) reporting code (if any)

3b If on line 3a you checked "Partnership" or "Trust/estate," or checked "LLC" and entered "P" as its tax classification, and you are providing this form to a partnership, trust, or estate in which you have an ownership interest, check this box if you have any foreign partners, owners, or beneficiaries. See instructions ☐

5 Address (number, street, and apt. or suite no.). See instructions.

26 Corporate Circle

6 City, state, and ZIP code

Albany, NY 12203

7 List account number(s) here (optional)

Requester's name and address (optional)

(Applies to accounts maintained outside the United States.)

Part I Taxpayer Identification Number (TIN)

Enter your TIN in the appropriate box. The TIN provided must match the name given on line 1 to avoid backup withholding. For individuals, this is generally your social security number (SSN). However, for a resident alien, sole proprietor, or disregarded entity, see the instructions for Part I, later. For other entities, it is your employer identification number (EIN). If you do not have a number, see *How to get a TIN*, later.

Social security number

- -

or

Employer identification number

-

Note: If the account is in more than one name, see the instructions for line 1. See also *What Name and Number To Give the Requester* for guidelines on whose number to enter.

Part II Certification

Under penalties of perjury, I certify that:

- The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me); and
- I am not subject to backup withholding because (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding; and
- I am a U.S. citizen or other U.S. person (defined below); and
- The FATCA code(s) entered on this form (if any) indicating that I am exempt from FATCA reporting is correct.

Certification instructions. You must cross out item 2 above if you have been notified by the IRS that you are currently subject to backup withholding because you have failed to report all interest and dividends on your tax return. For real estate transactions, item 2 does not apply. For mortgage interest paid, acquisition or abandonment of secured property, cancellation of debt, contributions to an individual retirement arrangement (IRA), and, generally, payments other than interest and dividends, you are not required to sign the certification, but you must provide your correct TIN. See the instructions for Part II, later.

Sign Here Signature of U.S. person *Melissa K. Vivenzio* Date *03/10/2025*

NEW YORK STATE

VENDOR RESPONSIBILITY QUESTIONNAIRE

ATTACHMENT A – COMPLETED CONSTRUCTION CONTRACTS

All construction contracts the Business Entity has completed. If less than ten, include most recent first.				
City/Town of Coeymans	Telephone No. (518) 756-6006	Designer Architect and /or Design Engineer MJ Engineering and Land Surveying, P.C.	Award Date 4/19/2022	\$
	Joint Venture (JV) Name, if applicable			
City/Town of Coeymans, LLC	Telephone No. (203) 515-609#	Designer Architect and /or Design Engineer Wallace Roberts & Todd, LLC	Award Date 11/5/2021	\$
	Joint Venture (JV) Name, if applicable			
City/Town of Coeymans	Telephone No. (518) 605-3224	Designer Architect and /or Design Engineer Creighton Manning Engineering, LLP	Award Date 9/7/2021	\$
	Joint Venture (JV) Name, if applicable			
City/Town of North Greenbush	Telephone No. (518) 458-7112	Designer Architect and /or Design Engineer Laberge Group	Award Date 3/19/2021	\$
	Joint Venture (JV) Name, if applicable			
City/Town of North Greenbush, MVWA	Telephone No. (315) 956-6604	Designer Architect and /or Design Engineer Ramboll Americas Engineering Solutions, Inc.	Award Date 3/23/2022	\$
	Joint Venture (JV) Name, if applicable			

NEW YORK STATE
VENDOR RESPONSIBILITY QUESTIONNAIRE
ATTACHMENT A – COMPLETED CONSTRUCTION CONTRACTS

N

All construction contracts the Business Entity has completed. If less than ten, include most recent				
Business - Dept. Of Public Works	Telephone No. (518) 250-7303	Designer Architect and /or Design Engineer Arcadis	Award Date 10/1/2021	Award \$4
Business or Sub Business	Joint Venture (JV) Name, if applicable			
Town of Glenville			Award Date 8/10/2023	Award \$8
Business or Sub Business	Telephone No. (518) 446-0396	Designer Architect and /or Design Engineer Creighton Manning Engineering, LLP		
Business or Sub Business	Joint Venture (JV) Name, if applicable			
City of Park			Award Date 12/12/2022	Award \$1
Business or Sub Business	Telephone No. (518) 382-5082	Designer Architect and /or Design Engineer City of Schenectady Dept of Engineering		
Business or Sub Business	Joint Venture (JV) Name, if applicable			
Metroplex Development Corp.			Award Date 3/1/2023	Award \$1
Business or Sub Business	Telephone No. (518) 371-0799	Designer Architect and /or Design Engineer M.J. Engineering and Land Surveying, P.C.		
Business or Sub Business	Joint Venture (JV) Name, if applicable			
Business or Sub Business			Award Date 9/6/2022	Award \$3
Business or Sub Business	Telephone No. (518) 892-7726	Designer Architect and /or Design Engineer Creighton Manning Engineering, LLP		
Business or Sub Business	Joint Venture (JV) Name, if applicable			

NEW YORK STATE

VENDOR RESPONSIBILITY QUESTIONNAIRE

ATTACHMENT B – UNCOMPLETED CONSTRUCTION CONTRACTS

N

Completed construction contracts:

Structure Improvements	Telephone No. (518) 446-0396	Designer Architect and /or Design Engineer Creighton Manning Engineering, L.L.P	AV 4/2
Structure or Substructure	Joint Venture (JV) Name, if applicable		
	Total Contract Amount \$2,973,145.00	Amount Sublet to others \$1,376,488.00	AV 7/2
Buildings	Telephone No. (518) 899-5243	Designer Architect and /or Design Engineer Lansing Engineering	
Structure or Substructure	Joint Venture (JV) Name, if applicable		
	Total Contract Amount \$5,669,145.00	Amount Sublet to others \$0.00	AV 11/
Highways	Telephone No. (315) 457-520	Designer Architect and /or Design Engineer Barton & Logudice	
Structure or Substructure	Joint Venture (JV) Name, if applicable		
	Total Contract Amount \$6,613,145.00	Amount Sublet to others \$801,182.95	AV 4/1
Phase 2	Telephone No. (315) 792-0301	Designer Architect and /or Design Engineer Environmental Design & Research	
Structure or Substructure	Joint Venture (JV) Name, if applicable		
	Total Contract Amount \$9,434,145.00	Amount Sublet to others \$700,000.00	

NEW YORK STATE

VENDOR RESPONSIBILITY QUESTIONNAIRE

ATTACHMENT B – UNCOMPLETED CONSTRUCTION CONTRACTS

N

Completed construction contracts:				
Highway (New Road) Culvert	Telephone No. (315) 455-2000	Designer Architect and /or Design Engineer C&S Companies	Amount Sublet to others \$80,000.00	AV 10/
Bridge or Sub	Joint Venture (JV) Name, if applicable			
Facility Site Work				
Telephone No. (518) 479-4000	Designer Architect and /or Design Engineer Mosaic Associates Architects, DPC		Amount Sublet to others \$1,198,285.00	AV 2/2
Joint Venture (JV) Name, if applicable				
Telephone No. (518) 273-0870	Designer Architect and /or Design Engineer Dept of the Army, NY District, Corps of Engineers		Amount Sublet to others \$0.00	AV 7/2
Joint Venture (JV) Name, if applicable				
Placement / Saratoga County				
Telephone No. (518) 885-2235	Designer Architect and /or Design Engineer CPL Architecture		Amount Sublet to others \$249,978.21	
Joint Venture (JV) Name, if applicable				

NEW YORK STATE

VENDOR RESPONSIBILITY QUESTIONNAIRE

ATTACHMENT B – UNCOMPLETED CONSTRUCTION CONTRACTS

N

Completed construction contracts:

Creek / US Army Corp of Engineers, NY District		Telephone No. (917) 790-8799	Designer Architect and /or Design Engineer US Army Corp of Engineers, NY District	Av 9/1
ne or Sub	Joint Venture (JV) Name, if applicable			
		Total Contract Amount \$2,917,901.00	Amount Sublet to others \$0.00	
Wastewater Treatment Facility Emergency Slope Repair				
		Telephone No. (518) 898-9521	Designer Architect and /or Design Engineer Greenman Pedersen Inc.	Av 10
ne or Sub	Joint Venture (JV) Name, if applicable			
		Total Contract Amount \$1,032,145.00	Amount Sublet to others \$0.00	

Grand Total All Uncompleted C

• Christopher Cornwell, PE, GPI	Cell (518) 852-4269
City of Schenectady Emergency Work	
• Paul LaFond, City of Schenectady	Cell (518) 378-0835
North Ferry Street Force Main	
• Michael Miller, PE, CHA	Cell (518) 369-8991
NYS Office of General Services Tire Abatement	
• Mark Dore, PE, GPI	Cell (518) 415-0505
Upper Washington Pressure Tank	
• Rebecca Caldon, PE, City of Albany	Cell (518) 410-9231
TW&A Construction Management	
• Tom Wilson, Principal	Cell (518) 694-6785
Tempel Lane Ext	
• Edward Opatkiewicz, PE, GPI	Cell (518) 424-7308
EJ Prescott Inc.	
• Tadd Beatie	Cell (518) 242-6115
Siena Fence Co. Inc.	
• Jeremy Lawrence	Cell (518) 509-3802
Stilsing Electric Inc.	
• Mike Stilsing	Cell (518) 376-0862

(518) 355-6034 phone

Tax ID #: 14-1716470

AP: construction-ap@carvercompanies.com

Duns #: 833117661

Officer:

Carver Laraway (President) 2170 River Road, Coeymans, NY 12045 (518) 355-6034

Surety Reference:

Berkley Insurance Company, 60 E. 42nd St., Ste 1800, New York, NY 10165

Contact: Marshall Sterling Upstate, Inc. (Bond Manager) Andrea Carpenter

25 Mohawk Ave., Scotia, NY 12302 email: acarpenter@marshallsterling.com

Phone: (518) 384-1100 EXT. 1376

Bank Reference:

Key Bank, 66 South Pearl St., Albany, NY 12207, (518) 257-8415 phone, (866) 573-0101 fax

Contact: Joe Bucciero email: Joe_Bucciero@keybank.com Account #329681366871

Suppliers References:

Core & Main, 1830 Craig Park Court, St. Louis, MO, 63146 (314) 995-9117

fax: (314) 432-8481 jaclyn.hailstone@coreandmain.com Account #203779

Everett J. Prescott, Inc., 198 Ushers Road, Round Lake, NY 12151 (518) 877-6737

fax: (518) 877-6740 helena.stewart@ejprescott.com Account #18336

325	Caterpillar	730B	Haul Truck	2017	Good
330	Caterpillar	735B	Haul Truck	2014	Good
355	Caterpillar	730	Haul Truck	2019	Excellent
365	Caterpillar	730C2	Haul Truck	2019	Excellent
525	John Deere	80C	Crawler Mounted Hydraulic Excavator	2005	Fair
535	Link Belt	135	Crawler Mounted Hydraulic Excavator	2008	Fair
539	Link Belt	350 X3	Crawler Mounted Hydraulic Excavator	2011	Good
546	Caterpillar	336E	Crawler Mounted Hydraulic Excavator	2012	Good
549	Caterpillar	328DLCR	Crawler Mounted Hydraulic Excavator	2014	Good
550	Caterpillar	336F	Crawler Mounted Hydraulic Excavator	2015	Good
552	Link Belt	235MSR	Crawler Mounted Hydraulic Excavator	2015	Good
555	Caterpillar	336F	Crawler Mounted Hydraulic Excavator	2015	Good
564	Link Belt	145x3	Crawler Mounted Hydraulic Excavator	2016	Good
576	John Deere	250G LC	Crawler Mounted Hydraulic Excavator	2012	Good
580	Kobelco	SK140	Crawler Mounted Hydraulic Excavator	2019	Excellent
585	Caterpillar	M315F	Wheel Mounted Hydraulic Excavator	2020	Excellent
590	John Deere	50G	Crawler Mounted Hydraulic Excavator	2020	Excellent
591	Caterpillar	349FL	Crawler Mounted Hydraulic Excavator	2019	Excellent
597	John Deere	85G	Crawler Mounted Hydraulic Excavator	2018	Excellent
598	John Deere	210G LC	Crawler Mounted Hydraulic Excavator	2017	Excellent
5004	Caterpillar	335	Crawler Mounted Hydraulic Excavator	2022	Excellent
5005	John Deere	75G	Crawler Mounted Hydraulic Excavator	2022	Excellent
615	John Deere	700J LT	Standard Crawler Dozer	2012	Good
622	Caterpillar	D5K2 LGP	Lgp Crawler Dozer w/ GPS	2019	Excellent
623	John Deere	650K	Lgp Crawler Dozer	2016	Good
626	Caterpillar	D6K LGP	Lgp Crawler Dozer	2020	Excellent
630	John Deere	700K LGP	Lgp Crawler Dozer	2022	Excellent
631	Caterpillar	D6K LGP	Lgp Crawler Dozer	2023	Excellent
703	John Deere	410L	Tractor-Loader-Backhoe	2017	Excellent
704	John Deere	310SL	Tractor-Loader-Backhoe	2015	Good
1119	Bomag	BW-156DH-3	Roller	2012	Good
1133	Caterpillar	CB36B	Roller	2016	Good
1136	Weiler	P385B	Paver	2022	Excellent
1137	VT Leeboy	150/250	Tack Coat Tub	2020	Excellent
1139	Dynapac	CC4200	Double Drum Roller	2018	Excellent

March 21, 2024

Dear Thomas Marron:

I am writing in response to your email dated March 21, 2024 requesting verification of a NYS DOL approved apprenticeship program.

Our records indicate that Carver Construction Inc. (Skilled Construction Craft Laborer and Operating Engineer-Heavy Equipment programs) have an approved Apprenticeship program with the State of New York.

Please be advised that our revised regulations Part 601.8(d) requires sponsors to submit lists of signatory contractors at time of program application (for new programs) and at time of program recertification (for existing programs). A list of NYSDOL Registered Apprenticeship Programs may be found at the following web address: <https://dol.ny.gov/list-active-sponsors>

Thank you,

Apprenticeship Training Central Office

- is knowledgeable about the submitting Business Entity's business and operations;
- has read and understands all of the questions contained in the questionnaire;
- has reviewed and/or supplied full and complete responses to each question;
- to the best of their knowledge, information and belief, confirms that the Business Entity's responses are true, accurate and complete, including all attachments, if applicable;
- understands that New York State will rely on the information disclosed in the questionnaire when entering into a contract with the Business Entity; and
- is under obligation to update the information provided herein to include any material changes to the Business Entity's responses at the time of bid/proposal submission through the contract award notification, and may be required to update the information at the request of the state's contracting entities or the Office of the State Comptroller prior to the award and/or approval of a ~~contract, or during the term of the contract.~~

Reminders:

When filing the vendor responsibility questionnaire online via this System, the Business Entity must indicate in each bid/proposal submitted to a contracting entity that the required questionnaire has been electronically filed.

Also note that the VendRep System Timeliness Standard requires a Business Entity filing a questionnaire via the VendRep System to update and certify their questionnaire within six months prior to the bid/proposal due date or other contracting entity defined due date.

Legal Business Name: CARVER CONSTRUCTION INC

Certifier's Name: Nick Laraway

Certifier's Title: COO

Certification Date: Oct 1, 2024

2170 River Road

P.O. Box 890

Coeymans

NY 12045

INSURER D: Colony Specialty Insurance Company

36927

INSURER E: Merchants Mutual Insurance Company

23329

INSURER F: Pennsylvania Manufacturers Indemnity

12262

COVERAGES

CERTIFICATE NUMBER: CL2492772737

REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL SUBR INSD WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	☒ COMMERCIAL GENERAL LIABILITY					EACH OCCURRENCE \$ 1,000,000
	☐ CLAIMS-MADE ☒ OCCUR					DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 300,000
	☒ Deductible: \$1,000		TPP107286509	10/1/2024	10/1/2025	MED EXP (Any one person) \$ 10,000
						PERSONAL & ADV INJURY \$ 1,000,000
C	GEN'L AGGREGATE LIMIT APPLIES PER:					GENERAL AGGREGATE \$ 2,000,000
	☐ POLICY ☒ PRO-JECT ☐ LOC					PRODUCTS - COM/OP AGG \$ 2,000,000
	☐ OTHER: Contractors Pollution		CPL203597612	10/1/2024	10/1/2025	POLLUTION LIABILITY LIMITS \$3M Occur/5M Aggr
B	AUTOMOBILE LIABILITY					COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000
	☒ ANY AUTO		WPP182513905	10/1/2024	10/1/2025	BODILY INJURY (Per person) \$
	☐ ALL OWNED AUTOS	☐ SCHEDULED AUTOS				BODILY INJURY (Per accident) \$
	☒ HIRED AUTOS	☒ NON-OWNED AUTOS	Hired Car Physical Damage			PROPERTY DAMAGE (Per accident) \$
E	☒ UMBRELLA LIAB	☒ OCCUR				PIP-Additional \$ 150,000
	☐ EXCESS LIAB	☐ CLAIMS-MADE				EACH OCCURRENCE \$ 5,000,000
	☐ DED ☐ RETENTION \$ 10,000		CUP203597612	10/1/2024	10/1/2025	AGGREGATE \$ 5,000,000
B	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY	Y/N	WWC3746525 (incl USL&H)	10/1/2024	10/1/2025	☒ PER STATUTE ☐ OTHER
	ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH)	N	WC & Employers Liability			E.L. EACH ACCIDENT \$ 1,000,000
	If yes, describe under DESCRIPTION OF OPERATIONS below	N/A	applies to: MA, NC, SC, NY			E.L. DISEASE - EA EMPLOYEE \$ 1,000,000
						E.L. DISEASE - POLICY LIMIT \$ 1,000,000
F	Excess Liability (2nd Layer)		34542902	10/1/2024	10/1/2025	Each Occurrence \$5,000,000
D	Inland Marine		IM2555224	10/1/2024	10/1/2025	Single Conveyanc/\$500,000 Deduct/10,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

Carver Construction, Inc.
c/o Carver Companies
2170 River Road, P.O. Box 890
Coeymans, NY 12045

RE: Worker's Compensation Experience Modification Rating

To Whom It May Concern:

Marshall + Sterling Upstate, Inc., is the insurance agent for Carver Construction, Inc. Please allow this letter to serve as confirmation of their Worker's Compensation Experience Modification Rate (EMR) for the following years:

Rating Effective Date	Experience Modification Rate
10/1/2024-2025	.91
10/1/2023-2024	1.11
10/1/2022-2023	1.03

Should you need any additional information, please do not hesitate to contact the Office.

Sincerely,


Debbie Wood
Assistant Client Services Specialist
Marshall + Sterling Upstate Inc.
25 Mohawk Avenue
Scotia, N.Y. 12302
dwood@marshallsterling.com

Carver Companies is committed to providing a non-discriminatory employment environment for its employees.

The policy of Carver Companies is to fully comply with applicable federal, state and local laws, rules and regulations, in the area of non-discrimination in employment. Discrimination against employees and applicants due to race, color, religion, sex, national origin, disability, age, military and veteran status is prohibited. Sexual Harassment is also prohibited. Violations of this policy will be subject to discipline, up to and including termination.

Equal employment opportunity and non-discriminatory commitments include but are not limited to the areas of hiring, promotion, demotion, transfer, recruitment, discipline, layoff, termination, compensation rate, and any company sponsored training.

All employees are expected to comply with this Equal Employment Opportunity Policy. Managers and supervisors who are responsible for meeting business objectives are expected to cooperate fully in meeting Carver Companies equal employment opportunity objectives.

Any employee who believes he or she has been discriminated against must immediately report any incident to the company's designated EEO Officer.

The company will not tolerate retaliation against any employee who reports acts of discrimination or provides information in connection with any such complaint.

If you have any questions regarding this policy, please contact Sybil Laraway, Human Resources Officer and designated EEO Officer for Carver Companies, at 518-355-6034, or by email slaraway@carvercompanies.com

BID FORM

PROJECT IDENTIFICATION: DR-4625NY City of Rome Disaster Recovery
Link Road Culvert Replacement
City of Rome, Oneida County

CONTRACT IDENTIFICATION: RFB-2025-002

THIS BID IS SUBMITTED TO: City of Rome

1. The undersigned BIDDER proposes and agrees, if this bid is accepted, to enter into an agreement with OWNER in the form included in the Contract Documents to perform and furnish all work as specified or indicated in the Contract Documents for the Bid Price and Bid Times indicated in this Bid and in accordance with the other terms and conditions of the Contract Documents

2. Bidder accepts all the terms and conditions of the Advertisement or Notice to Bidders and Instruction to Bidders, including without limitation those dealing with the disposition of Bid security. This Bid will remain subject to acceptance for forty-five (45) days after the Bid opening. Bidder will sign and deliver the required number of counterparts of the Agreement with the Bonds and other documents required by the Bidding Requirements within fifteen (15) days after the date of OWNER's Notice of Award

3. In submitting this Bid, BIDDER represents as more fully set forth in the Agreement, that:

a. BIDDER has examined and carefully studied the Bidding Documents and the following Addenda receipt of all which is hereby acknowledged: (List Addenda by Addendum Number and Date)

#1 - 4/24/25

b. BIDDER has visited the site and become familiar with and is satisfied as to the general, local, and site conditions that may affect cost, progress, performance, and furnishing of the work.

c. BIDDER is familiar with and is satisfied as to all federal, state, and local Laws and Regulations that may affect cost, progress, performance, and furnishing of work.

d. BIDDER is aware of the general nature of work to be performed by OWNER and others at the site that relates to work for which this Bid is submitted as indicated in the Contract Documents

e. BIDDER has correlated the information known to BIDDER, information and observations obtained from visits to the site, reports and drawings identified in the Contract Documents and all

additional examinations, investigations, explorations, test, studies, and data with the Contract Documents

f. BIDDER has given ENGINEER written notice of all conflicts, errors, ambiguities or discrepancies that BIDDER has discovered in the Contract Documents and the written resolution thereof by ENGINEER is acceptable to BIDDER, and the Contract Documents are generally sufficient to indicate and convey understanding of all terms and conditions for performing and furnishing the Work for which this Bid is submitted.

g. This bid is genuine and not made in the interest of or on behalf of any undisclosed person, firm, or corporation and is not submitted in conformity with any agreement or rules of any group, association, organization, or corporation; BIDDER has not directly or indirectly induced or solicited any other BIDDER to submit a false or sham Bid; BIDDER has not solicited or induced any person, firm or corporation to refrain from bidding; and BIDDER has not sought by collusion to obtain for itself any advantage over any other BIDDER or over OWNER.

4. Bidder will complete the Work in accordance with the Contract Documents for the following Unit Bid price:

TOTAL BID LINK ROAD CULVERT REPLACEMENT:

Four Hundred Seventy Thousand
Four Hundred Twenty Nine Dollars No Cent (\$ 470,429)
(use words) (figures)

5. BIDDER agrees that the Work will be substantially completed and ready for final payment before the dates or within the number of calendar days indicated in the Agreement.

BIDDER accepts the provisions of the Agreement as to liquidated damages in the event of failure to complete the Work within the times specified in the Agreement.

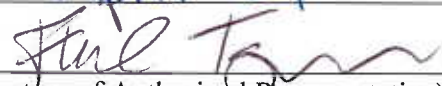
6. The following documents are attached to and made a condition of this Bid:

7. All documents set forth in the Bidders Checklist. Communications concerning this Bid shall be addressed in writing to:

Garret Wyckoff
City of Rome
198 Washington St., Rome NY, 13440
315-339-7644
gwyckoff@romecitygov.com

8. Terms used in this Bid will have the meanings indicated in the Instructions.

SUBMITTED on April 24 2025

CONTRACTOR 
(Signature of Authorized Representative)

Frank Tangorra
(Print Name)

President
(Title)

BIDDER INFORMATION SHEET

NAME OF BIDDER: * Central Paving Inc

ADDRESS: 4247 Acme Rd, Frankfort, NY 13346

PHONE NUMBER: 315-894-3196

TYPE OF ENTITY: CORPORATION ☒ PARTNERSHIP ☐ INDIVIDUAL ☐

IF A NONPUBLICLY OWNED CORPORATION:

NAME OF CORPORATION: Central Paving Inc

LIST OF PRINCIPAL STOCKHOLDERS (HOLDING OVER 5% OF OUTSTANDING SHARES):

Frank Tangorra

Charles Durse

LIST OF OFFICERS: Frank Tangorra, President

Charles Durse, Secretary

LIST OF DIRECTORS: _____

DATE OF ORGANIZATION: 6/2003

IF A PARTNERSHIP:

PARTNERS: _____

NAME OF PARTNERSHIP: _____

DATE OF ORGANIZATION: _____

* IF THE BUSINESS IS CONDUCTED UNDER AN ASSUMED NAME, A COPY OF THE CERTIFICATE REQUIRED TO BE FILED UNDER THE NEW YORK GENERAL BUSINESS LAW MUST BE ATTACHED.

April 8, 2025

**AMENDMENT NO. 1
TO
RFB-2025-002**

**DR-4625NY CITY OF ROME DISASTER RECOVERY
LINK ROAD CULVERT REPLACEMENT**

**BID OPENING
APRIL 24 14, 2025 @ 11:0 AM AT ROME CITY HALL**

NOTE: This amendment shall be attached to and become a part of the Proposal for **RFB-2025-002** as outlined below:

1. **Question:** Due to difficulties in procuring raw materials for the Aluminum Box Culvert, can the requirements as outlined under NYSDOT Section 106-11, Buy America, be waived?

Response: In review of the proposed guidance from FEMA, as this project is classified as a *Public Assistance Grant Program*, specific clauses of the Buy American Clause can be waived. The City of Rome based upon this guidance is **waiving the Buy American Clause** as outlined under Section 106-11 of the NYSDOT specifications for Item 603.59060016, Long Span Corrugated Structural Plate Structure – Aluminum (#72 Box).

All Bidders **MUST** complete acknowledging receipt of this amendment and attached to their respective bids. If the Bidder fails to complete the 'Amendment Acknowledgement' below, his bid could be declared informal thereby delaying award of the contract.

PLEASE BE GOVERNED ACCORDINGLY WHEN SUBMITTING BIDS.

Company Name: Central Paving Inc

Address: 4247 Acme Rd Frankfort NY 13340

Date: 4/23/25

Contact Name: Frank Tangorra

Contact Signature: Frank Tangorra



END ADDENDUM NO. 1

April 17, 2025

AMENDMENT NO. 2
TO
RFB-2025-002

DR-4625NY CITY OF ROME DISASTER RECOVERY
LINK ROAD CULVERT REPLACEMENT

BID OPENING
APRIL 24th, 2025 @ 11:00 AM AT ROME CITY HALL

NOTE: This amendment shall be attached to and become a part of the Proposal for **RFB-2025-002** as outlined below:

Clarification: On Contract Bid Sheets BS-2 (proposal page 21), for Item 209.1003 – Seed and Mulch – Temporary; the units should be **Square Yards** not Linear Foot. The estimated quantity is correct as noted at **214 Square Yards**.

Question: Do you have a detail for the temporary stone check dam on sheet 14?

Response: *Item 209.110103 - CHECK DAM (DITCH BOTTOM WIDTH > 6' TO 10'), STONE-TEMPORARY; should be constructed in accordance with NYSDOT Standard Sheet 209-02*
https://www.dot.ny.gov/main/business-center/engineering/cadd-info/drawings/standard-sheets-us-repository/209-02_090117_E1.pdf

Question: Do you have a limit of the clearing and grubbing; the bid form just says large area?

Response: *The limits of Item 201.06 should be the entire limits of the Temporary Easement. It should be noted the City of Rome has already cut any trees larger than 3" DBH in advance of construction however the contractor will need to dispose and grub of the remains.*

All Bidders **MUST** complete acknowledging receipt of this amendment and attached to their respective bids. If the Bidder fails to complete the 'Amendment Acknowledgement' below, his bid could be declared informal thereby delaying award of the contract.

PLEASE BE GOVERNED ACCORDINGLY WHEN SUBMITTING BIDS.

Company Name: Central Paving Inc

Address: 4247 Acme Rd, Frankfort NY 13340

Date: 4/23/25

Contact Name: Frank Tangorre

Contact Signature: 



END ADDENDUM NO. 2

CERTIFIED COPY OF RESOLUTION OF BOARD OF DIRECTORS

Central Paving Inc

(NAME OF CORPORATION)

“Resolved that

Frank Tangorra

(Person Authorized to Sign)

President

(Title)

of

Central Paving Inc

(Name of Corporation)

authorized to sign and submit Bid for this corporation for

the following project:

Link Rd Culvert Replacem - RFB-2025-002

and to include in such bid the certificate as to non collusion, and for any inaccuracies or misstatements in such certificate this corporate Bidder shall be liable under the penalties of perjury.

The foregoing is true and correct copy of resolution adopted by:

Central Paving Inc

(NAME OF CORPORATION)

At meeting of its Board of Directors held on the 23rd day of April 20 25

By

Clark Dunn

Title

Secretary

(SEAL)

The above form must be completed if the Bidder is a corporation

**NON-COLLUSIVE BIDDING CERTIFICATION REQUIRED BY
SECTION 139-D OF THE STATE FINANCE LAW**

SECTION 139-D, Statement of Non-Collusion in bids to the State:

BY SUBMISSION OF THIS BID, BIDDER AND EACH PERSON SIGNING ON BEHALF OF BIDDER CERTIFIES, AND IN THE CASE OF JOINT BID, EACH PARTY THERETO CERTIFIES AS TO ITS OWN ORGANIZATION, UNDER PENALTY OF PERJURY, THAT TO THE BEST OF HIS/HER KNOWLEDGE AND BELIEF:

[1] The prices of this bid have been arrived at independently, without collusion, consultation, communication, or agreement, for the purposes of restricting competition, as to any matter relating to such prices with any other Bidder or with any competitor;

[2] Unless otherwise required by law, the prices which have been quoted in this bid have not been knowingly disclosed by the Bidder and will not knowingly be disclosed by the Bidder prior to opening, directly or indirectly, to any other Bidder or to any competitor; and

[3] No attempt has been made or will be made by the Bidder to induce any other person, partnership or corporation to submit or not to submit a bid for the purpose of restricting competition.

A BID SHALL NOT BE CONSIDERED FOR AWARD NOR SHALL ANY AWARD BE MADE WHERE [1], [2], [3] ABOVE HAVE NOT BEEN COMPLIED WITH; PROVIDED HOWEVER, THAT IF IN ANY CASE THE BIDDER(S) CANNOT MAKE THE FOREGOING CERTIFICATION, THE BIDDER SHALL SO STATE AND SHALL FURNISH BELOW A SIGNED STATEMENT WHICH SETS FORTH IN DETAIL THE REASONS THEREFORE:

[AFFIX ADDENDUM TO THIS PAGE IF SPACE IS REQUIRED FOR
STATEMENT.]

23rd Subscribed to under penalty of perjury under the laws of the State of New York, this
day of April, 2025 as the act and deed of said corporation of partnership.

IF BIDDER(S) (ARE) A PARTNERSHIP, COMPLETE THE FOLLOWING:

NAMES OF PARTNERS OR PRINCIPALS

LEGAL RESIDENCE

_____	_____
_____	_____
_____	_____
_____	_____

IF BIDDER(S) (ARE) A CORPORATION, COMPLETE THE FOLLOWING:

NAME

LEGAL RESIDENCE

Frank Tangorra
President:

810 McKean Rd, Herkimer NY

Charles Dunge
Secretary:

157 McKean Rd, Ilion NY 13357

Treasurer:

President:

Secretary:

Treasurer:

Exhibit 1 Non-Collusive Bidding Certification-3

Identifying Data

Potential Contractor Central Paving Inc

Address 4247 Acme Rd
Street
Frankfort, NY 13340
City, Town, etc.

Telephone 315-894-3196 Title _____

If applicable, Responsible Corporate Officer

Name Frank Tangorra Title President

Signature Frank Tangorra

Joint or combined bids by companies or firms must be certified on behalf of each participant.

Legal name of person, firm or corporation

Legal name of person, firm or corporation

By _____
Name

Name

Title

Title

Address _____
Street

Address _____
Street

City State

City State

DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY

RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT

ITEM NUMBER	ESTIMATED QUANTITY	ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE		AMOUNT BID	
			DOLLARS	CENTS	DOLLARS	CENTS
201.06	1	CLEARING AND GRUBBING (LARGE AREA) <i>Eight Thousand Dollars</i> PER LUMP SUM	8,000	-	8,000	-
203.02	40	UNCLASSIFIED EXCAVATION <i>Fifty Dollars</i> PER CUBIC YARD	50	-	2,000	-
203.03	831	EMBANKMENT IN PLACE <i>Twenty Five Dollars</i> PER CUBIC YARD	25	-	20,775	-
203.21	175	SELECT STRUCTURE FILL <i>Seventy Dollars</i> PER CUBIC YARD	70	-	12,250	-
203.24010017	12	SHOULDER BACKUP MATERIAL <i>Eighty Dollars</i> PER CUBIC YARD	80	-	960	-

DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY

RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT

ITEM NUMBER	ESTIMATED QUANTITY	ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE		AMOUNT BID	
			DOLLARS	CENTS	DOLLARS	CENTS
206.01	1960	STRUCTURE EXCAVATION <i>Twenty Five Dollars</i> PER CUBIC YARD	25	-	49,000	-
206.0201	133	TRENCH AND CULVERT EXCAVATION <i>Fifty Dollars</i> PER CUBIC YARD	50	-	6,650	-
209.1003	214	SEED AND MULCH - TEMPORARY <i>Two Dollars</i> PER LINEAR FOOT	2	-	428	-
209.110103	1	CHECK DAM (DITCH BOTTOM WIDTH > 6' TO 10'), STONE-TEMPORARY <i>Five Hundred Dollars</i> PER EACH	500	-	500	-
209.2301	300	SEDIMENT FILTER LOG-TEMPORARY, 12" <i>Six Dollars</i> PER LINEAR FOOT	6	-	1,800	-

DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY

RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT

ITEM NUMBER	ESTIMATED QUANTITY	ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE		AMOUNT BID	
			DOLLARS	CENTS	DOLLARS	CENTS
304.12	145	SUBBASE COURSE, TYPE 2 <i>Fifty Nine Dollars</i> PER CUBIC YARD	<i>59</i>	-	<i>8,555</i>	-
402.098204	32	9.5 F2 TOP COURSE HMA, 80 SERIES COMPACTION <i>One Hundred Eighty Dollars</i> PER TON	<i>180</i>	-	<i>5,760</i>	-
402.198904	53	19 F9 BINDER COURSE HMA, 80 SERIES COMPACTION <i>One Hundred Fifty Dollars</i> PER TON	<i>150</i>	-	<i>7,950</i>	-
402.378904	88	37.5 F9 BASE COURSE HMA, 80 SERIES COMPACTION <i>One Hundred Twenty Dollars</i> PER TON	<i>120</i>	-	<i>10,560</i>	-
407.0103	31	TACK COAT (STRAIGHT) <i>Twenty Five Dollars</i> PER GALLON	<i>25</i>	-	<i>775</i>	-

DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY

RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT

ITEM NUMBER	ESTIMATED QUANTITY	ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE		AMOUNT BID	
			DOLLARS	CENTS	DOLLARS	CENTS
553.020001	2	COFFERDAMS (TYPE 2) <i>Fifteen Hundred Dollars</i> PER EACH	<i>1,500</i>	-	<i>3,000</i>	-
553.030001	1	TEMPORARY WATERWAY DIVERSION STRUCTURE <i>Two Thousand Dollars</i> PER EACH	<i>2,000</i>	-	<i>2,000</i>	-
603.59060016	41	LONG-SPAN CORRUGATED STRUCTURAL PLATE STRUCTURE - ALUMINUM (#72 BOX) <i>Thirty Eight Hundred Dollars</i> PER LINEAR FOOT	<i>3,800</i>	-	<i>155,800</i>	-
606.10	260	BOX BEAM GUIDE RAILING <i>Sixty Six Dollars</i> PER LINEAR FOOT	<i>66</i>	-	<i>17,160</i>	-
606.120101	2	BOX BEAM END PIECE <i>Eight Hundred Dollars</i> PER EACH	<i>800</i>	-	<i>1,600</i>	-

DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY

RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT

ITEM NUMBER	ESTIMATED QUANTITY	ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE		AMOUNT BID	
			DOLLARS	CENTS	DOLLARS	CENTS
606.120201	2	BOX BEAM GUIDE RAILING TYPE II END SECTION <i>Two Thousand Five Hundred Fifty Dollars</i> PER EACH	<i>2,550</i>	-	<i>5,100</i>	-
610.1605	214	TURF ESTABLISHMENT - PERFORMANCE <i>Ten Dollars</i> PER SQUARE YARD	<i>10</i>	-	<i>2,140</i>	-
619.01	1	BASIC WORK ZONE TRAFFIC CONTROL <i>Twelve Thousand Dollars</i> PER LUMP SUM	<i>12,000</i>	-	<i>12,000</i>	-
619.04	12	TYPE III CONSTRUCTION BARRICADES <i>One Hundred Twenty Five</i> PER EACH	<i>125</i>	-	<i>1,500</i>	-
619.1711	48	TEMPORARY POSITIVE BARRIER - CATEGORY 1 (PINNING PROHIBITED) <i>Seventy Five Dollars</i> PER LINEAR FOOT	<i>75</i>	-	<i>3,600</i>	-

DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY

RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT

ITEM NUMBER	ESTIMATED QUANTITY	ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE		AMOUNT BID	
			DOLLARS	CENTS	DOLLARS	CENTS
619.1719	4	WARNING LIGHTS ON TEMPORARY POSITIVE BARRIERS Thirty Five Dollars PER EACH	35	-	140	-
620.02	14	STONE FILLING - FINE One Hundred Twenty Dollars PER CUBIC YARD	120	-	1,680	-
620.05	307	STONE FILLING - HEAVY One Hundred Twenty Five Dollars PER CUBIC YARD	125	-	38,375	-
620.0802	117	BEDDING MATERIAL - TYPE 2 Ninety Dollars PER CUBIC YARD	90	-	10,530	-
620.29110009	273	NEW (IMPORTED) STREAM BED MATERIAL (B) Ninety Dollars PER CUBIC YARD	90	-	24,570	-

DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY

RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT

ITEM NUMBER	ESTIMATED QUANTITY	ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE		AMOUNT BID	
			DOLLARS	CENTS	DOLLARS	CENTS
621.51000015	30	GRADING CLEANING AND RESHAPING EXISTING DITCHES <i>Twenty Five Dollars</i> PER LINEAR FOOT	<i>25</i>	-	<i>750</i>	-
625.01	1	SURVEY OPERATIONS <i>Five Thousand Dollars</i> PER LUMP SUM	<i>5,000</i>	-	<i>5,000</i>	-
627.50140008	72	CUTTING PAVEMENT <i>Five Dollars</i> PER LINEAR FOOT	<i>5</i>	-	<i>360</i>	-
640.10	202	WHITE PAINT REFLECTORIZED PAVEMENT STRIPES - 15 MILS <i>Three Dollars</i> PER LINEAR FOOT	<i>3</i>	-	<i>606</i>	-
640.11	246	YELLOW PAINT REFLECTORIZED PAVEMENT STRIPES - 15 MILS <i>Three Dollars</i> PER LINEAR FOOT	<i>3</i>	-	<i>738</i>	-

DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY

RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT

ITEM NUMBER	ESTIMATED QUANTITY	ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE		AMOUNT BID	
			DOLLARS	CENTS	DOLLARS	CENTS
646.22	4	DELINEATOR, SNOWPLOWING MARKER, SUPPLEMENTARY SNOWPLOWING MARKER PANELS <i>Thirty Dollars</i> PER EACH	<i>30</i>	-	<i>120</i>	-
646.32	4	STEEL POST, (X=1.1 LB/FT PR 2.0 LB/FT) <i>One Hundred Twenty Dollars</i> PER EACH	<i>120</i>	-	<i>480</i>	-
697.03	29000	FIELD CHANGE PAYMENT (FCP) PER DOLLAR CENT	\$ 1.00	00	\$ 29,000.00	00
698.04	217	ASPHALT PRICE ADJUSTMENT (LUMP SUM) [CALCULATED IN ESTIMATOR] PER DOLLAR CENT	\$ 1.00	00	\$ 217.00	00

RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT

BROUGHT FORWARD

SHARE 1 TOTAL OR GROSS SUM WRITTEN IN WORDS:

BID BOND

Any singular reference to Bidder, Surety, Owner or other party shall be considered plural where applicable.

BIDDER (Name and Address):

Central Paving Inc
4247 Acme Rd.
Frankfort, NY 13340

SURETY (Name and Address of Principal Place of Business):

Western Surety Company
151 N Franklin St. 17th Fl.
Chicago, IL 60606

OWNER (Name and Address):

City of Rome
198 Washington St.
Rome, NY 13440

BID

Bid Due Date: As Noted in the Invitation to Bidders

Description: **DR-4625NY City of Rome Disaster Recovery – Link Road Culvert Replacement**

BOND

Bond Number: 04212025

Date (Not earlier than Bid due date):

Penal sum Five Percent

(Words)

\$ --5%--

(Figures)

Surety and Bidder, intending to be legally bound hereby, subject to the terms set forth below, do each cause this Bid Bond to be duly executed by an authorized officer, agent, or representative.

BIDDER

Central Paving Inc (Seal)
Bidder's Name and Corporate Seal

By:

Signature

Frank P Tangorra

Print Name

President

Title

Attest:

Signature

Title

SURETY

Western Surety Company (Seal)
Surety's Name and Corporate Seal

By:

Signature (Attach Power of Attorney)

Jordan T Keller

Print Name

Attorney-In-Fact

Title

Attest:

Signature

Title

Note: Above addresses are to be used for giving any required notice. Provide execution by c parties, such as joint venturers, if necessary.

SURETY COMPANY
Falls, South Dakota
Admitted Assets and Liabilities
December 31, 2024

ASSETS

Bonds	\$ 1,977,426,497
Stocks	14,281,828
Cash, cash equivalents, and short-term investments	55,103,010
Investment income due and accrued	17,819,818
Premiums and considerations	84,144,805
Amounts recoverable from reinsurers	(4,320,189)
Net deferred tax asset	18,694,198
Receivable from parent, subsidiaries, and affiliates	11,631,758
Other assets	580,232
Total Assets	<u>\$ 2,175,361,957</u>

LIABILITIES AND SURPLUS

Losses	\$ 264,641,145
Loss adjustment expense	56,935,932
Commissions payable, contingent commissions and other similar charges	13,946,448
Taxes, license and fees (excluding federal and foreign income taxes)	4,432,923
Federal and foreign income taxes payable	711,402
Unearned premiums	339,078,542
Advance premiums	6,415,557
Ceded reinsurance premiums payable (net of ceding commissions)	2,586,994
Amounts withheld or retained by company for account of others	3,710,405
Provision for reinsurance	387,964
Payable to parent, subsidiaries and affiliates	5,975
Other liabilities	31,970
Total Liabilities	<u>\$ 692,885,257</u>

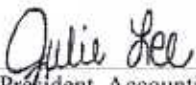
Surplus Account:

Common stock	\$ 4,000,000
Gross paid in and contributed surplus	286,896,195
Unassigned funds	1,191,580,505
Surplus as regards policyholders	<u>\$ 1,482,476,700</u>
Total Liabilities and Capital	<u>\$ 2,175,361,957</u>

I, Julie Lee, Vice President of Western Surety Company hereby certify that the above is an accurate representation of the financial statement of the Company dated December 31, 2024, as filed with the various Insurance Departments and is a true and correct statement of the condition of Western Surety Company as of that date.

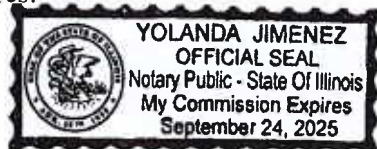
WESTERN SURETY COMPANY

By

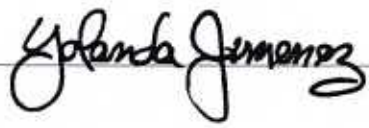

Vice President, Accounting Policy & External Reporting

Subscribed and sworn to me this 13th day of March, 2025.

My commission expires:



By


Notary Public

2024

NEW YORK STATE
VENDOR RESPONSIBILITY QUESTIONNAIRE
ATTACHMENT B – UNCOMPLETED CONSTRUCTION CONTRACTS

Vendor Name:

NYS Vendor ID: 1000016407

Question 3.1: List all current uncompleted construction contracts:

1.	Agency/Owner City of Utica - Repairs #3 - 2024	Telephone No. 315-792-0152	Designer Architect and /or Design Engineer Engineering Dept.	Award Date 5/10/24	Completion Date 12/31/24
	Contact Person Austin Cornacchia	Joint Venture (JV) Name, if applicable Prime			EIN of JV, if applicable
	Contract No. Repairs #3-2024				
	Prime or Sub Prime				
	Total Contract Amount 213,505.00	Amount Sublet to others 0	Uncompleted Amount 68,511.74		
2.	Agency/Owner National Grid	Telephone No. 518-475-8886	Designer Architect and /or Design Engineer National Grid	Award Date 11/4/21	Completion Date 12/31/24
	Contact Person Alex Grenier	Joint Venture (JV) Name, if applicable Prime			EIN of JV, if applicable
	Contract No. 44008840				
	Prime or Sub Prime				
	Total Contract Amount Unit Pricing	Amount Sublet to others 0	Uncompleted Amount N/A		
3.	Agency/Owner Lewis County - Blue Street Reconstruction	Telephone No. 315-486-3521	Designer Architect and /or Design Engineer C&S Companies	Award Date 6/24/24	Completion Date 2025
	Contact Person John Reed	Joint Venture (JV) Name, if applicable Prime			EIN of JV, if applicable
	Contract No. Blue St.				
	Prime or Sub Prime				
	Total Contract Amount 2,335,404.21	Amount Sublet to others 0	Uncompleted Amount 311,648.70		
4.	Agency/Owner Central Valley School District - Phase 2A	Telephone No. 315-868-4200	Designer Architect and /or Design Engineer King & King	Award Date 6/21/24	Completion Date 2024
	Contact Person Cameron Teachout	Joint Venture (JV) Name, if applicable Prime			EIN of JV, if applicable
	Contract No. 21-21-01-04-0-001-07				
	Prime or Sub Prime				
	Total Contract Amount 840,250.00	Amount Sublet to others 0	Uncompleted Amount 20,000.00		

NEW YORK STATE
VENDOR RESPONSIBILITY QUESTIONNAIRE
ATTACHMENT B -- UNCOMPLETED CONSTRUCTION CONTRACTS

Vendor Name:

NYS Vendor ID:

Question 3.1: List all current uncompleted construction contracts:

5.	Agency/Owner City of Utica - Union/Blandina Parking Lot	Telephone No. 315-792-0152	Designer Architect and /or Design Engineer City of Utica Engineering Dept	Award Date 8/30/24	Completion Date 2025
	Contact Person Austin Cornacchia	Joint Venture (JV) Name, if applicable Prime			EIN of JV, if applicable
	Contract No. Union Blandina				
	Agency/Owner Herkimer Central School District	Total Contract Amount \$120,405.00	Amount Sublet to others	Uncompleted Amount \$120,405.00	Completion Date 2025
6.	Contact Person Brody Naegle	Telephone No. 917-674-0732	Designer Architect and /or Design Engineer King : King	Award Date 5/23/24	Completion Date 2025
	Contract No. High School Sign	Joint Venture (JV) Name, if applicable Prime			EIN of JV, if applicable
	Agency/Owner ARC Herkimer	Total Contract Amount \$164,250.00	Amount Sublet to others	Uncompleted Amount \$164,250.00	Completion Date 2025
7.	Contact Person David Bonacci	Telephone No. 315-733-3344	Designer Architect and /or Design Engineer March Associates	Award Date 10/24/24	Completion Date 2025
	Contract No. Kucera Event Center	Joint Venture (JV) Name, if applicable Prime			EIN of JV, if applicable
	Agency/Owner Utica City School District	Total Contract Amount \$955,400.00	Amount Sublet to others	Uncompleted Amount \$955,400.00	Completion Date 2025
8.	Contact Person Cameron Teachout	Telephone No. 315-868-4200	Designer Architect and /or Design Engineer Labella Associates, DPC / C's Engineers	Award Date 5/17/24	Completion Date 2025
	Contract No. Proctor Addition	Joint Venture (JV) Name, if applicable Prime			EIN of JV, if applicable
	Agency/Owner Utica City School District	Total Contract Amount \$978,200.00	Amount Sublet to others	Uncompleted Amount \$27,160.00	Completion Date 2025

AFFIDAVIT OF WORKERS COMPENSATION

State of New York

SS:

County of Oneida

Frank Tangorra
of Central Paving Inc.

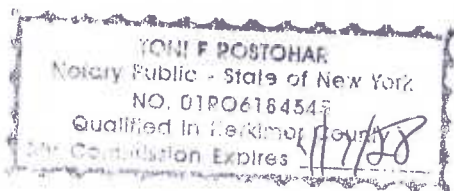
being duly sworn, deposes and says that he now carries or that he has applied for a Workers Compensation Policy to cover the operations, as set forth in the preceding contract, and to comply with the provisions thereof.

Signed: 

Subscribed and sworn to before me

this 23 day of April, 2025


Notary Public



CERTIFICATION OF COMPLAINE IRAN DIVESTMENT ACT

As a result of the Iran Divestment Act of 2012 (Act), Chapter 1 of the 2012 Laws of New York, a new provision has been added to the State Finance Law (SFL), § 165-a, effective April 12, 2012. Under the Act, the Commissioner of the Office of General Services (OGS) will be developing a list (prohibited entities list) of "persons" who are engaged in "investment activities in Iran" (both are defined terms in the law). Pursuant to SFL § 165-a(3)(b), the initial list is expected to be issued no later than 120 days after the Act's effective date, at which time it will be posted on the OGS website.

By submitting a bid in response to this solicitation or by assuming the responsibility of a Contract awarded hereunder, each Bidder/Contractor, any person signing on behalf of the Bidder/Contractor and any assignee or subcontractor and, in the case of a joint bid, each party thereto, certifies, under penalty of perjury, that once the Prohibited Entities List is posted on the OGS website, that to the best of its knowledge and belief, that each Bidder/Contractor and any subcontractor or assignee is not identified on the Prohibited Entities List created pursuant to SFL § 165-a(3)(b).

Additionally, Bidder/Contractor is advised that once the Prohibited Entities List is posted on the OGS website, any Contractor seeking to renew or extend a Contract or assume the responsibility of a Contract awarded in response to this solicitation, must certify at the time the Contract is renewed, extended or assigned that it is not included on the Prohibited Entities List.

During the term of the Contract, should the Municipality receive information that a Bidder/Contractor is in violation of the above-referenced certification, the Municipality will offer the person or entity an opportunity to respond. If the person or entity fails to demonstrate that it has ceased its engagement in the investment which is in violation of the Act within 90 days after the determination of such violation, then the Municipality shall take such action as may be appropriate including, but not limited to, imposing sanctions, seeking compliance, recovering damages, or declaring the Bidder/Contractor in default.

The Municipality reserves the right to reject any bid or request for assignment for a Bidder/Contractor that appears on the Prohibited Entities List prior to the award of a contract, and to pursue a responsibility review with respect to any Bidder/Contractor that is awarded a contract and subsequently appears on the Prohibited Entities List.

Frank Tangorra, being duly sworn, deposes and says that he/she is the
President of Central Parking Inc and neither the
Bidder/Contractor nor any proposed subcontractor is identified on the Prohibited Entities List.

Frank Tangorra
Signed

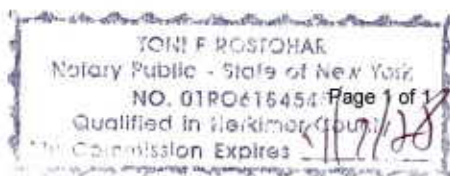
SWORN to before me this

23 day of April

2025

Notary Public:

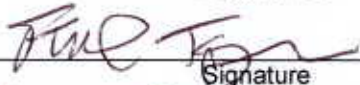
Toni F Rostohar



**AUTHORIZATION DIRECTING STATE AGENCIES AND
AUTHORITIES TO DIVEST PUBLIC FUNDS SUPPORTING RUSSIA**

- A. By submission of this bid, each bidder and each person signing on behalf of any bidder certifies, and in the case of a joint bid, each party thereto certifies as to its own organization, under Executive Order of the State of New York, to divest their money and assets from any investment, to terminate any contract with an institution or company, that is determined to be a Russian or supporting entity and to refrain from entering new contracts or making any investments in such entities in the future,
- B. A bid shall not be considered for award, nor shall any award be made where the condition set forth in Paragraph A above has not been complied with; provided, however, that in any case the bidder cannot make the forgoing certification set forth in Paragraph A above, the bidder shall so state and shall furnish with the bid a signed statement which sets forth in detail the reasons therefore. Where Paragraph A above cannot be complied with, the Finance Department to the political subdivision, public department, agency or official thereof to which the bid is made, or his designee, may award a bid, on a case by case business under the following circumstances:
1. The investment activities in Russia were made before February 27, 2022, the investment activities in Russia have not been expanded or renewed after February 27, 2022, and the Bidder has adopted, publicized and is implementing a formal plan to cease the investment activities in Russia and to refrain from engaging in any new investments in Russia; or
 2. The political subdivision makes a determination that the goods or services are necessary for the political subdivision to perform its function and that, absent such an exemption, the political subdivision would be unable to obtain the goods or services for which the contract is offered. Such determination shall be made in writing and shall be a public document.

Frank Tangorra
Printed Name


Signature

Central Paving Inc
Company Name

4/24/25
Date

SEXUAL HARASSMENT PREVENTION CERTIFICATION FOR CONSTRUCTION CONTRACT BIDS
(Per NYSDOT EB 18-047, signed 12/20/2018)

By submission of this bid, each bidder and each person signing on behalf of any bidder certifies, and in the case of a joint bid each party thereto certifies as to its own organization, under penalty of perjury, that the bidder has and has implemented a written policy addressing sexual harassment prevention in the workplace and provides annual sexual harassment prevention training to all of its employees. Such policy shall, at a minimum, meet the requirements of section two hundred one-g of the New York State Labor Law.

Frank Langorre, being duly sworn, deposes and says that he/she is the
President of Central Paving Inc and certify

Central Paving Inc is compliance with maintaining a written policy addressing sexual harassment prevention in the workplace and providing annual sexual harassment prevention training to all their employees.

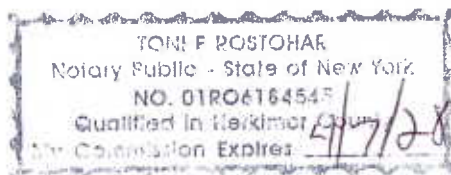
SWORN to before me this

23 day of April

2025

Notary Public:

Toni F Rostohar



**DISADVANTAGED/MINORITY/WOMENS BUSINESS ENTERPRISE (D/M/WBE)
UTILIZATION GOALS**

Please refer to the Contract Provisions within this Project Manual.

The DBE goal for this project is: 5%
The MBE Goal for this Project is 0%
The WBE Goal for this Project is 0%
There are no SDVOB goals for this project.

The Bidder shall designate and enter below the name of the Minority/Women's Business Enterprise Officer who will have the responsibility for the /M/WBE Utilization.

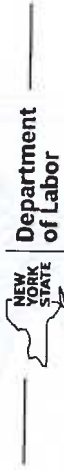
Bidder Designated M/WBE Officer

Frank Tangorra
(Name)
President
(Title)
() 315-874-3194

Telephone Number

RETURN THIS PAGE WITH BID

WE ARE YOUR DOL



DIVISION OF SAFETY AND HEALTH LICENSE AND CERTIFICATE UNIT, STATE OFFICE CAMPUS, BUILDING 12, ALBANY, NY 12226

CERTIFICATE OF CONTRACTOR REGISTRATION

This Certificate Entitles the Holder to Perform and Bid on Public Work and

Covered Private Construction Projects in the State of New York,

Subject to the Prevailing Wage Requirements of

NYS Labor Law Article 8

Central Paving, Inc.

4247 ACME RD

FRANKFORT, New York 13340

Phone Number: 3158943196

Registration Number: 24-64BR5-CR

Date of Issue: 2024-12-14

Expiration Date: 2026-12-29

(This license is valid only for the contractor named above)

Roberta Reardon
Commissioner

New York State Department of
Labor





Printed By: Frank Tangorra
Date Printed: May 9, 2024

Vendor Responsibility For-Profit Construction (CCA-2) Form

Status: Certified

Note: The content of any attached documents will not print with this page. To view or print an attached document, you must open it separately by clicking the corresponding hyperlink in the 'Uploaded Files' section of a question.

Basic Vendor Data

Entity Information

Legal Business Entity Name: CENTRAL PAVING INC
TIN (EIN or SSN): 161607776
Vendor ID: 1000016407
Principal Place of Business: 4247 ACME RD
Frankfort, NY 13340
USA
Telephone: 315-894-3196
Fax: 315-8943198
Email: office@centralpavinginc.net

Business Entity Information

Business Type: For-Profit
Business Activity: Construction

Authorized Contacts

Name:	Frank Tangorra	Address:	4247 Acme Road
Title:	President		Frankfort, NY 13340
Telephone:	(315)894-3196		United States
Fax:	(315)894-3198		
Email:	office@centralpavinginc.net		

I. Business Characteristics

1.0 Business Entity type - Check appropriate box and provide additional information:

- ☐ Corporation (including PC)
- ☐ Limited Liability Company (LLC or PLLC)
- ☐ Limited Liability Partnership (LLP)
- ☐ Limited Partnership (LP)
- ☐ General Partnership
- ☐ Sole Proprietor
- ☐ Other

Date of Incorporation

06/13/2001

1.1 Was the Business Entity formed in New York State?

- ☐ Yes
- ☐ No

1.2 Is the Legal Business Entity publicly traded?

- ☐ Yes
- ☐ No

1.3 Is the Business Entity currently registered to do business in New York State?

Note: Select "Not Required" if the Business Entity is a Sole Proprietor or General Partnership.

- ☐ Yes
- ☐ No
- ☐ Not Required

1.4 Is the responding Business Entity a Joint Venture?

Note: If the submitting Business Entity is a Joint Venture, also submit a separate questionnaire for each Business Entity comprising the Joint Venture.

- ☐ Yes
- ☐ No

1.5 If the Business Entity's Principal Place of Business is not in New York State, does the Business Entity maintain an office in New York State?

(Select "N/A" if Principal Place of Business is in New York State.)

- ☐ Yes
- ☐ No
- ☐ N/A

1.6 Is the Business Entity a New York State certified Minority-Owned Business Enterprise, Women-Owned Business Enterprise, Service-Disabled Veteran-Owned Business, New York State Small Business, or federally certified Disadvantaged Business Enterprise?

Yes

No

Check all that apply:

- ☐ New York State certified Minority-Owned Business Enterprise (MBE)
- ☐ New York State certified Women-Owned Business Enterprise (WBE)
- ☐ New York State certified Service-Disabled Veteran-Owned Business (SDVOB)
- ☐ New York State Small Business
- ☐ Federally certified Disadvantaged Business Enterprise (DBE)

- 1.7 Identify each person or Business Entity that is, or has been within the past five (5) years, a Business Entity Official, or a Principal Owner of 5.0% or more of the Reporting Entity's shares; or one of the five largest shareholders, if applicable. (Attach additional pages if necessary.)

Joint Ventures: Provide information for all Reporting Entity involved.

Each Business Entity identified as a Principal Owner must also submit a Vendor Responsibility Questionnaire.

For each person, include name, title, date of birth, percentage of ownership, and employment status. For each Business Entity that is a Principal Owner, include name, address, EIN, and percentage of ownership.

☐ Enter Below

☐ Attach Document

Name (For each person, include middle initial)

Frank P Tangorra

Title

President

Date of Birth

05/07/1961

Percentage of ownership (Enter 0% if not applicable)

50

Employment Status with the firm

☐ Current

☐ Former

Add another?

☐ Yes

☐ No

Name (For each person, include middle initial)

Charles Durse

Title

Secretary

Date of Birth

08/29/1968

Percentage of ownership (Enter 0% if not applicable)

50

Employment Status with the firm

☐ Current

☐ Former

Add another?

☐ Yes

☐ No

Add a Business Entity

☐ Yes

☐ No

☐ N/A

- 1.8 There is no person or Business Entity that owns 5% or more of the Reporting Entity

☐ Yes

☐ No

II. Affiliate and Joint Venture Relationships

- 2.0 Are there any other construction-related firms in which, now or in the past five years, the submitting Business Entity or any of the individuals or business entities listed in question 1.7 either owned or owns 5.0% or more of the shares of, or was or is one of the five largest shareholders or a director, officer, partner or proprietor of said other firm?

☒ Yes

☐ No

Select method for providing this information:

Note: If more than four (4) firms need to be listed, select "Attach Document" as the response.

Enter Below

Attach Document(s)

Firm/Company Name

JARC Contractors Inc.

Firm/Company Address

4247 ACME RD Frankfort NY 13340

Is the Firm/Company EIN available?

☒ Yes

☐ No

Firm/Company EIN

043772622

Firm/Company's Primary Business Activity

Trucking

Explain relationship

owned by spouses

Percentage of Ownership (Enter 0% if not applicable)

100

Are there any shareholders, directors, officers, owners, partners or proprietors that the submitting Business Entity has in common with the disclosed firm(s)?

☒ Yes

☐ No

Provide each individual's name (including middle initial) and position or title with this firm

Nancy J Tangorra President
Tara Durse Secretary

Add another?

☒ Yes

☐ No

- 2.1 Does the Business Entity have any construction-related affiliates not identified in the response to question 2.0 above?

☒ Yes

☐ No

- 2.2 Has the Business Entity participated in any construction-related Joint Ventures within the past 3 years?

☒ Yes

☐ No

III. Contract History

Based on the Business Entity's New York State Vendor Identification Number (Vendor ID) provided, active contracts with New York State contracting entities approved as of April 2012 by the Office of the State Comptroller and approved contracts submitted after April 2012 are displayed by selecting 'Contract Data' in the menu to the left.

 3.0 Has the Business Entity completed any construction contracts?

☒ Yes

☐ No

List the ten most recent construction contracts the Business Entity has completed for government clients. At the Business Entity's option, it may include construction contracts completed for private clients. If less than ten, include most recent subcontracts on projects up to that number.

☐ Attach Document

☐ Use Completed Contract Template

☐ Completed Contract Template

Uploaded Files

[doc00414020240509110306.pdf](#) 966K

 3.1 Does the Business Entity currently have uncompleted construction contracts?

Note: Ongoing projects must be included.

☒ Yes

☐ No

List all current uncompleted construction contracts for government clients. Ongoing projects must be included. At the Business Entity's option, it may include construction contracts uncompleted for private clients.

☐ Attach Document

☐ Use Uncompleted Contract Template

☐ Uncompleted Contract Template

Uploaded Files

[doc00413820240509110133.pdf](#) 1.28MB

Last Modified: May 9, 2024
Modified By: Frank Tangorra

IV. Integrity - Contract Bidding

Within the past five (5) years, has the Business Entity, an affiliate, or any predecessor company or entity:

4.0 Been suspended or debarred from any government contracting process or been disqualified on any government procurement?

☐ Yes

☐ No

4.1 Been subject to a denial or revocation of a government prequalification?

☐ Yes

☐ No

4.2 Had any bid rejected by a government entity for lack of qualifications, responsibility or because of the submission of an informal, non-responsive or incomplete bid?

☐ Yes

☐ No

4.3 Had a proposed subcontract rejected by a government entity for lack of qualifications, responsibility or because of the submission of an informal, non-responsive or incomplete bid?

☐ Yes

☐ No

4.4 Had a bid rejected on a government contract for failure to make good faith efforts on any Minority-Owned Business Enterprise, Women-Owned Business Enterprise, Service-Disabled Veteran-Owned Business or Disadvantaged Business Enterprise goal or statutory affirmative action requirements on a previously held contract?

☐ Yes

☐ No

4.5 Agreed to a voluntary exclusion from bidding/contracting with a government entity?

☐ Yes

☐ No

4.6 Requested or been permitted to withdraw a bid submitted to a government entity or made any claim of an error on a bid submitted to a government entity?

☐ Yes

☐ No

V. Integrity - Contract Award

Within the past five (5) years, has the Business Entity, an affiliate, or any predecessor company or entity:

5.0 Defaulted on or been suspended, cancelled or terminated for cause on any contract?

☐ Yes

☐ No

5.1 Been subject to an administrative proceeding or civil action, including arbitration, seeking specific performance or restitution (except any disputed work proceeding) in connection with any government contract?

☐ Yes

☐ No

5.2 Entered into a formal monitoring agreement, integrity agreement, consent decree, or stipulation, settlement as specified by, or agreed to with, any government entity?

☐ Yes

☐ No

5.3 Had its surety called upon to complete any contract whether government or private sector?

☐ Yes

☐ No

5.4 Forfeited all or part of a standby letter of credit in connection with any government contract?

☐ Yes

☐ No

Last Modified: Mar 25, 2022
Modified By: Frank Tangorra

VI. Certifications/Licenses

Within the past five (5) years, has the Business Entity, an affiliate, or any predecessor company or entity:

6.0 Had a revocation or suspension of any business or professional permit and/or license?

Yes

No

6.1 Had a denial, decertification, revocation or forfeiture of New York State certification of Minority-Owned Business Enterprise, Women-Owned Business Enterprise, Service-Disabled Veteran-Owned Business or a federal certification of Disadvantaged Business Enterprise status, for other than a change of ownership?

Yes

No

Last Modified: Mar 25, 2022

Modified By: Frank Tangorra

VII. Legal Proceedings/Government Investigations

Note: Information regarding a determination or finding made in error, which was subsequently corrected or overturned, and/or was withdrawn by the issuing government entity, is not required.

Within the past five (5) years, has the Business Entity, an affiliate, or any predecessor company or entity:

7.0 Been the subject of a criminal investigation, whether open or closed, or an indictment for any business-related conduct constituting a crime under local, state or federal law?

☐ Yes

☐ No

7.1 Been the subject of:

- i. An indictment, grant of immunity, judgment or conviction (including entering into a plea bargain) for conduct constituting a crime; or
- ii. Any criminal investigation, felony indictment or conviction concerning the formation of, or any business association with, an allegedly false or fraudulent Minority-Owned Business Enterprise, Women-Owned Business Enterprise, Service-Disabled Veteran-Owned Business, or a Disadvantaged Business Enterprise?

☐ Yes

☐ No

7.2 Received any OSHA citation, which resulted in a final determination classified as serious or willful?

☐ Yes

☐ No

7.3 Had a government entity find a willful prevailing wage or supplemental payment violation?

☐ Yes

☐ No

7.4 Had a New York State Labor Law violation deemed willful?

☐ Yes

☐ No

7.5 Entered into a consent order, monitoring agreement or other type of oversight with the New York State Department of Environmental Conservation, or a federal, state or local government enforcement entity involving a violation of federal, state or local environmental laws?

☐ Yes

☐ No

7.6 Other than previously disclosed, been the subject of any citations, notices or violation orders; a pending administrative hearing, proceeding or determination of a violation of:

- Federal, state or local health laws, rules or regulations;
- Federal, state or local environmental laws, rules or regulations;
- Unemployment insurance or workers compensation coverage or claim requirements;
- Any labor law or regulation, which was deemed willful;
- Employee Retirement Income Security Act (ERISA);
- Federal, state or local human rights laws;
- Federal, state or local security laws;
- Federal, state, or local tax laws?

☐ Yes

☐ No

VIII. Leadership Integrity

Note: If the Business Entity is a Joint Venture Entity, answer "N/A - Joint Venture" to questions in this section.

Within the past five (5) years has any individual previously identified, or any individual currently or formerly having the authority to sign, execute or approve bids, proposals, contracts or supporting documentation on behalf of the Business Entity with any government entity been:

8.0 Sanctioned relative to any business or professional permit and/or license?

☐ Yes

☐ No

☐ N/A - Joint Venture

8.1 Suspended, debarred or disqualified from any government contracting process?

☐ Yes

☐ No

☐ N/A - Joint Venture

8.2 The subject of a criminal investigation, whether open or closed, or an indictment for any business-related conduct constituting a crime under local, state or federal law?

☐ Yes

☐ No

☐ N/A - Joint Venture

8.3 Charged with a misdemeanor or felony, indicted, granted immunity, convicted of a crime or subject to a judgment for

- i. Any business-related activity, including but not limited to theft, fraud, coercion, extortion, bribe or bribe-receiving, giving or accepting unlawful gratuities, immigration or tax fraud, racketeering, mail fraud, wire fraud, price-fixing or collusive bidding; or
- ii. Any crime, whether or not business-related, the underlying conduct of which related to truthfulness, including but not limited to the filing of false documents or false sworn statements, perjury or larceny.

☐ Yes

☐ No

☐ N/A - Joint Venture

Last Modified: Mar 25, 2022

Modified By: Frank Tangorra

IX. Financial and Organizational Capacity

- 9.0 Within the past five (5) years, has the Business Entity or any affiliate received any formal unsatisfactory performance assessment(s) from any government entity on any contract?

☐ Yes
☐ No

- 9.1 Within the past five (5) years, has the Business Entity or any affiliate had any liquidated damages assessed over \$25,000 for any reason, including failure to meet Minority-Owned Business Enterprise, Women-Owned Business Enterprise, Service-Disabled Veteran-Owned Business, or Disadvantaged Business Enterprise goals?

☐ Yes
☐ No

- 9.2 Within the past five (5) years, has the Business Entity or any affiliate had any liens, claims or judgments over \$25,000 filed against the Business Entity which remain undischarged or were unsatisfied for more than 90 days?

Note: Including but not limited to tax warrants or liens. Do not include UCC filings.

☐ Yes
☐ No

- 9.3 In the last seven (7) years, has the Business Entity or any affiliate, or official initiated or been the subject of any bankruptcy proceedings, whether or not closed, or is any bankruptcy proceeding pending?

☐ Yes
☐ No

- 9.4 What is the Business Entity's Bonding Capacity?
Select method for providing this information:

☐ Enter Below

☐ Attach Document

Single Project :

5 million

Aggregate (All Projects):

15 million

- 9.5 List Business Entity's Gross Sales for previous three (3) fiscal years:
Select method for providing this information:

☐ Enter Below

☐ Attach Document

1st Year (indicate year)

2023

Amount

16,289,306

2nd Year (indicate year)

2022

Amount

14,774,846

3rd Year (indicate year)

2021

Amount

10,885,390

- 9.6 List Business Entity's Average Backlog for previous three (3) fiscal years:
(Estimated total value of uncompleted work on outstanding contracts)
Select method for providing this information:

☐ Enter Below

☐ Attach Document

1st Year (indicate year)

2021

Amount

1,457,619

2nd Year (indicate year)

2022

Amount

7,904,226

3rd Year (indicate year)

2023

Amount

6,974,317

- 9.7 Attach Business Entity's most recent annual financial statement and accompanying notes or complete the Financial Template found below and attach the document.
Select method for providing this information:

☐ Financial Template

☐ Attach Financial Statement

Uploaded Files

Financial Statements - 2021 and 2022.pdf 895K

X. Freedom of Information Law (FOIL)

10.0 Indicate whether any information provided herein is believed to be exempt from disclosure under the Freedom of Information Law (FOIL).

(Note: A determination of whether such information is exempt from FOIL will be made at the time of any request for disclosure under FOIL.)

Yes

No

Last Modified: May 21, 2015

Modified By: Frank Tangorra

XI. Authorized Contact for the Questionnaire

11.0 Name

Frank P Tangorra

11.1 Title

President

11.2 Email

office@centralpavinginc.net

11.3 Telephone

3158943196

11.4 Fax

3158943198

Last Modified: May 3, 2022
Modified By: Frank Tangorra

Certification

The undersigned: (1) recognizes that this questionnaire is submitted for the express purpose of assisting New York State government entities (including the Office of the State Comptroller (OSC)) in making responsibility determinations regarding award or approval of a contract or subcontract and that such government entities will rely on information disclosed in the questionnaire in making responsibility determinations; (2) acknowledges that the New York State government entities and OSC may, in their discretion, by means which they may choose, verify the truth and accuracy of all statements made herein; and (3) acknowledges that intentional submission of false or misleading information may result in criminal penalties under State and/or federal law, as well as a finding of non-responsibility, contract suspension or contract termination.

It being acknowledged and agreed that all responses included in this questionnaire are to the knowledge, information and belief of the Business Entity, the undersigned certifies under penalties of perjury that they:

The undersigned certifies that he/she:

- are knowledgeable about the submitting Business Entity's business and operations;
- have legal authority to bind the Business Entity;
- have read and understand all of the questions contained in the questionnaire, including all definitions;
- have not altered the content of the questionnaire in any manner;
- have reviewed and/or supplied full and complete responses to each question;
- have provided true, accurate and complete responses, including all attachments, if applicable;
- understand that New York State government entities will rely on the information disclosed in the questionnaire when entering into a contract with the Business Entity; and
- are under an obligation to update the information provided herein to include any material changes to the Business Entity's responses at the time of bid/proposal submission through the contract award notification, and may be required to update the information at the request of the New York State government entities or OSC prior to the award and/or approval of a contract, or during the term of the contract.

Legal Business Name: CENTRAL PAVING INC

Certifier's Name: Frank Tangorra

Certifier's Title: President

Certification Date: May 9, 2024

NEW YORK STATE
VENDOR RESPONSIBILITY QUESTIONNAIRE
ATTACHMENT B – UNCOMPLETED CONSTRUCTION CONTRACTS

Vendor Name:

NYS Vendor ID:

Question 3.1: List all current uncompleted construction contracts:

9.	Agency/Owner New York Power Authority - Lock E-19 Site Restoration	Contact Person Scott Tempeny	Telephone No. 716-688-0766	Designer Architect and /or Design Engineer WSP USA, Inc.	Award Date 7/23/24	Completion Date 2/28/25
	Contract No. 495305	Prime or Sub Sub	Joint Venture (JV) Name, if applicable			EIN of JV, if applicable
10.	Agency/Owner City of Utica - Valley View Parking	Contact Person Austin Cornacchia	Telephone No. 315-792-0152	Designer Architect and/or Design Engineer City of Utica Engineering Dept.	Award Date 12/21/23	Completion Date 2/28/25
	Contract No. Valley View	Prime or Sub Prime	Joint Venture (JV) Name, if applicable			EIN of JV, if applicable
	Total Contract Amount \$775,335.00	Amount Sublet to others 0	Uncompleted Amount 69,700.00			
	Total Contract Amount \$775,335.00	Amount Sublet to others 0	Uncompleted Amount 30,000.00			
	Grand Total All Uncompleted Contracts					1,7168,105.40

2024

NEW YORK STATE
VENDOR RESPONSIBILITY QUESTIONNAIRE
ATTACHMENT A - COMPLETED CONSTRUCTION CONTRACTS

Vendor Name:

NYS Vendor ID: 10000164707

Question 3.0: List the ten most recent construction contracts the Business Entity has completed. If less than ten, include most recent subcontracts on projects up to that number:

1.	Agency/Owner Village of Ilion Stairs	Contact Person Tyler Mann	Contract No.	Prime or Sub Prime	Telephone No. 315-701-9800	Designer Architect and/or Design Engineer Barton ; Logudice	Award Date 4/10/21	Amount 258,200.00	Date Completed 4/23/23	EIN of JV, if applicable
2.	Agency/Owner City of Utica Repairs to Pavement #3	Contact Person Engineering Dept.	Contract No.	Prime or Sub Prime	Telephone No. 315-792-0152	Designer Architect and/or Design Engineer City of Utica Engineering	Award Date 5/20/21	Amount 3,312,562.10	Date Completed 10/30/23	EIN of JV, if applicable
3.	Agency/Owner City of Utica - Dudley Ave	Contact Person Gene Crose	Contract No.	Prime or Sub Prime	Telephone No. 315-792-0152	Designer Architect and/or Design Engineer Engineering Dept.	Award Date 4/14/22	Amount 481,335.10	Date Completed 12/23/23	EIN of JV, if applicable
4.	Agency/Owner City of Utica - Culver Ave	Contact Person Austin Cornacchia	Contract No.	Prime or Sub Prime	Telephone No. 315-792-0152	Designer Architect and/or Design Engineer Engineering Dept.	Award Date 4/14/22	Amount 178,053.47	Date Completed 12/23/23	EIN of JV, if applicable
5.	Agency/Owner City of Utica Baggs Square	Contact Person Austin Cornacchia	Contract No.	Prime or Sub Prime	Telephone No. 315-792-0152	Designer Architect and/or Design Engineer Engineering Dept.	Award Date 3/31/22	Amount 1,228,157.99	Date Completed 12/23/23	EIN of JV, if applicable

April 8, 2025

AMENDMENT NO. 1
TO
RFB-2025-002

DR-4625NY CITY OF ROME DISASTER RECOVERY
LINK ROAD CULVERT REPLACEMENT

BID OPENING
APRIL 24 14, 2025 @ 11:0 AM AT ROME CITY HALL

NOTE: This amendment shall be attached to and become a part of the Proposal for **RFB-2025-002** as outlined below:

1. **Question:** Due to difficulties in procuring raw materials for the Aluminum Box Culvert, can the requirements as outlined under NYSDOT Section 106-11, Buy America, be waived?

Response: In review of the proposed guidance from FEMA, as this project is classified as a *Public Assistance Grant Program*, specific clauses of the Buy American Clause can be waived. The City of Rome based upon this guidance is **waiving the Buy American Clause** as outlined under Section 106-11 of the NYSDOT specifications for Item 603.59060016, Long Span Corrugated Structural Plate Structure – Aluminum (#72 Box).

All Bidders **MUST** complete acknowledging receipt of this amendment and attached to their respective bids. If the Bidder fails to complete the 'Amendment Acknowledgement' below, his bid could be declared informal thereby delaying award of the contract.

PLEASE BE GOVERNED ACCORDINGLY WHEN SUBMITTING BIDS.

Company Name: F.P. Kane

Address: 241 Front St Vestal, NY 13850

Date: 4/14/25

Contact Name: Fran K Kane Jr

Contact Signature: 



END ADDENDUM NO. 1

April 17, 2025

AMENDMENT NO. 2

TO

RFB-2025-002

**DR-4625NY CITY OF ROME DISASTER RECOVERY
LINK ROAD CULVERT REPLACEMENT**

BID OPENING

APRIL 24th, 2025 @ 11:00 AM AT ROME CITY HALL

NOTE: This amendment shall be attached to and become a part of the Proposal for **RFB-2025-002** as outlined below:

Clarification: On Contract Bid Sheets BS-2 (proposal page 21), for Item 209.1003 – Seed and Mulch – Temporary; the units should be **Square Yards** not Linear Foot. The estimated quantity is correct as noted at **214 Square Yards**.

Question: Do you have a detail for the temporary stone check dam on sheet 14?

Response: *Item 209.110103 - CHECK DAM (DITCH BOTTOM WIDTH > 6' TO 10'), STONE-TEMPORARY; should be constructed in accordance with NYSDOT Standard Sheet 209-02 https://www.dot.ny.gov/main/business-center/engineering/cadd-info/drawings/standard-sheets-us-repository/209-02_090117_E1.pdf*

Question: Do you have a limit of the clearing and grubbing; the bid form just says large area?

Response: *The limits of Item 201.06 should be the entire limits of the Temporary Easement. It should be noted the City of Rome has already cut any trees larger than 3" DBH in advance of construction however the contractor will need to dispose and grub of the remains.*

All Bidders **MUST** complete acknowledging receipt of this amendment and attached to their respective bids. If the Bidder fails to complete the 'Amendment Acknowledgement' below, his bid could be declared informal thereby delaying award of the contract.

PLEASE BE GOVERNED ACCORDINGLY WHEN SUBMITTING BIDS.

Company Name: F.P. Kane

Address: 241 Front St. Vestal, NY 13850

Date: 4/17/25

Contact Name: Frank Kane Jr.

Contact Signature: Frank P. Kane Jr.



END ADDENDUM NO. 2

BID BOND

Any singular reference to Bidder, Surety, Owner or other party shall be considered plural where applicable.

BIDDER (Name and Address):

F.P. Kane Construction Inc.
241 Front Street
Vestal, NY 13850

SURETY (Name and Address of Principal Place of Business):

Liberty Mutual Insurance Company
175 Berkeley Street
Boston, MA 02116

OWNER (Name and Address):

City of Rome
198 North Washington Street
Rome NY 13440

BID

Bid Due Date: As Noted in the Invitation to Bidders April 24, 2025

Description: **DR-4625NY City of Rome Disaster Recovery – Link Road Culvert Replacement**

BOND

Bond Number: N/A

Date (Not earlier than Bid due date): April 24, 2025

Penal sum Five Percent (5%) of Bid Amount

(Words)

\$5% of Bid Amount

(Figures)

Surety and Bidder, intending to be legally bound hereby, subject to the terms set forth below, do each cause this Bid Bond to be duly executed by an authorized officer, agent, or representative.

BIDDER

F.P. Kane Construction Inc. (Seal)

Bidder's Name and Corporate Seal

By:

Signature

Frank P. Kane Jr.

Print Name

President

Title

Attest:

Signature

Project Manager

Title

SURETY

Liberty Mutual Insurance Company (Seal)

Surety's Name and Corporate Seal

By:

Signature (Attach Power of Attorney)

Jeffrey A. Gresham

Print Name

Attorney In Fact

Title

Attest:

Signature

CSR Assistant

Title

Note: Above addresses are to be used for giving any required notice. Provide execution by any additional parties, such as joint venturers, if necessary.

1. Bidder and Surety, jointly and severally, bind themselves, their heirs, executors, administrators, successors, and assigns to pay to Owner upon default of Bidder the penal sum set forth on the face of this Bond. Payment of the penal sum is the extent of Bidder's and Surety's liability. Recovery of such penal sum under the terms of this Bond shall be Owner's sole and exclusive remedy upon default of Bidder.
2. Default of Bidder shall occur upon the failure of Bidder to deliver within the time required by the Bidding Documents (or any extension thereof agreed to in writing by Owner) the executed Agreement required by the Bidding Documents and any performance and payment bonds required by the Bidding Documents.
3. This obligation shall be null and void if:
 - 3.1 Owner accepts Bidder's Bid and Bidder delivers within the time required by the Bidding Documents (or any extension thereof agreed to in writing by Owner) the executed Agreement required by the Bidding Documents and any performance and payment bonds required by the Bidding Documents, or
 - 3.2 All Bids are rejected by Owner, or
 - 3.3 Owner fails to issue a Notice of Award to Bidder within the time specified in the Bidding Documents (or any extension thereof agreed to in writing by Bidder and, if applicable, consented to by Surety when required by Paragraph 5 hereof).
4. Payment under this Bond will be due and payable upon default of Bidder and within 30 calendar days after receipt by Bidder and Surety of written notice of default from Owner, which notice will be given with reasonable promptness, identifying this Bond and the Project and including a statement of the amount due.
5. Surety waives notice of any and all defenses based on or arising out of any time extension to issue Notice of Award agreed to in writing by Owner and Bidder, provided that the total time for issuing Notice of Award including extensions shall not in the aggregate exceed 120 days from Bid due date without Surety's written consent.
6. No suit or action shall be commenced under this Bond prior to 30 calendar days after the notice of default required in Paragraph 4 above is received by Bidder and Surety and in no case later than one year after Bid due date.
7. Any suit or action under this Bond shall be commenced only in a court of competent jurisdiction located in the state in which the Project is located.
8. Notices required hereunder shall be in writing and sent to Bidder and Surety at their respective addresses shown on the face of this Bond. Such notices may be sent by personal delivery, commercial courier, or by United States Registered or Certified Mail, return receipt requested, postage pre-paid, and shall be deemed to be effective upon receipt by the party concerned.
9. Surety shall cause to be attached to this Bond a current and effective Power of Attorney evidencing the authority of the officer, agent, or representative who executed this Bond on behalf of Surety to execute, seal, and deliver such Bond and bind the Surety thereby.
10. This Bond is intended to conform to all applicable statutory requirements. Any applicable requirement of any applicable statute that has been omitted from this Bond shall be deemed to be included herein as if set forth at length. If any provision of this Bond conflicts with any applicable statute, then the provision of said statute shall govern and the remainder of this Bond that is not in conflict therewith shall continue in full force and effect.
11. The term "Bid" as used herein includes a Bid, offer, or proposal as applicable.

Individual Acknowledgement

State of _____
County of _____

On this _____ day of _____, 20____, before me personally came _____
to me known and known to me to be the individual(s) who executed the foregoing instrument, and
acknowledged that ___he___ executed same.

My commission expires _____ Notary Public

Partnership Acknowledgement

State of _____
County of _____

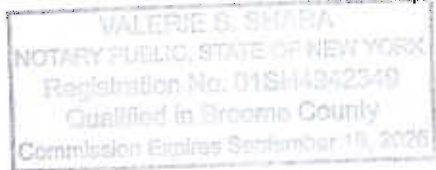
On this _____ day of _____, 20____, before me personally came _____
_____ a member of the co-partnership of _____
to me known and known to me to be the
person who is described in and who executed the foregoing instrument and acknowledges to me that he
executed the same as and for the act and deed of the said co-partnership.

My commission expires _____ Notary Public

Corporate Acknowledgement

State of New York
County of Broome

On this 24th day of April, 20 25, before me personally came
Frank P. Kane Jr. to me known, who being by me duly sworn,
did depose and say that he resides in Endwell, NY that he
is the President of the F.P. Kane Construction Inc. the corporation
described in and which executed the foregoing instrument, and that he signed his name thereto by order
of the Board of Directors of said corporation.

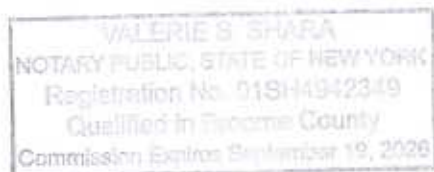


Valerie S. Shara
My commission expires 9/19/2026 Notary Public

Surety Acknowledgement

State of New York
County of Broome

On this 24th day of April, 20 25, before me personally came
Jeffrey A. Gresham to me known, who being by me duly
sworn, did depose and say that he resides in Binghamton, NY
that he is the Attorney In Fact of the Liberty Mutual Insurance Company, the corporation
described in and which executed the foregoing instrument; that he knows the Seal of said corporation;
that one of the Seals affixed to the foregoing instrument is such Seal; that it was so affixed by order of
the Board of Directors of said corporation; and that he signed his name thereto by like order.



Valerie S. Shara
My commission expires 9/19/2026 Notary Public



POWER OF ATTORNEY

Liberty Mutual Insurance Company
The Ohio Casualty Insurance Company
West American Insurance Company

Certificate No: **8213519-985986**

KNOWN ALL PERSONS BY THESE PRESENTS: That The Ohio Casualty Insurance Company is a corporation duly organized under the laws of the State of New Hampshire, that Liberty Mutual Insurance Company is a corporation duly organized under the laws of the State of Massachusetts, and West American Insurance Company is a corporation duly organized under the laws of the State of Indiana (herein collectively called the "Companies"), pursuant to and by authority herein set forth, does hereby name, constitute and appoint, Adam Barkley; Christina Gladle; Jeffrey A. Gresham; Jeffrey R. Mirabito; Katherine D. Jennison; Lorne A. Brooks; Lory L. Crawford; Melanie L. Colburn; Molly J. Janitz; Valerie S. Shara

all of the city of Vestal state of NY each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents and shall be as binding upon the Companies as if they have been duly signed by the president and attested by the secretary of the Companies in their own proper persons.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Companies and the corporate seals of the Companies have been affixed thereto this 27th day of March, 2025.



Liberty Mutual Insurance Company
The Ohio Casualty Insurance Company
West American Insurance Company

By:

Nathan J. Zangerle

Nathan J. Zangerle, Assistant Secretary

State of PENNSYLVANIA ss
County of MONTGOMERY

On this 27th day of March, 2025, before me personally appeared Nathan J. Zangerle, who acknowledged himself to be the Assistant Secretary of Liberty Mutual Insurance Company, The Ohio Casualty Company, and West American Insurance Company, and that he, as such, being authorized so to do, execute the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at Plymouth Meeting, Pennsylvania, on the day and year first above written.



Commonwealth of Pennsylvania - Notary Seal
Teresa Pastella, Notary Public
Montgomery County
My commission expires March 28, 2029
Commission number 1126044
Member, Pennsylvania Association of Notaries

By:

Teresa Pastella
Teresa Pastella, Notary Public

This Power of Attorney is made and executed pursuant to and by authority of the following By-laws and Authorizations of The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company which resolutions are now in full force and effect reading as follows:

ARTICLE IV - OFFICERS: Section 12. Power of Attorney.

Any officer or other official of the Corporation authorized for that purpose in writing by the Chairman or the President, and subject to such limitation as the Chairman or the President may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Corporation to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Corporation by their signature and execution of any such instruments and to attach thereto the seal of the Corporation. When so executed, such instruments shall be as binding as if signed by the President and attested to by the Secretary. Any power or authority granted to any representative or attorney-in-fact under the provisions of this article may be revoked at any time by the Board, the Chairman, the President or by the officer or officers granting such power or authority.

ARTICLE XIII - Execution of Contracts: Section 5. Surety Bonds and Undertakings.

Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.

Certificate of Designation - The President of the Company, acting pursuant to the Bylaws of the Company, authorizes Nathan J. Zangerle, Assistant Secretary to appoint such attorneys-in-fact as may be necessary to act on behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

Authorization - By unanimous consent of the Company's Board of Directors, the Company consents that facsimile or mechanically reproduced signature of any assistant secretary of the Company, wherever appearing upon a certified copy of any power of attorney issued by the Company in connection with surety bonds, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

I, Renee C. Llewellyn, the undersigned, Assistant Secretary, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company do hereby certify that the original power of attorney of which the foregoing is a full, true and correct copy of the Power of Attorney executed by said Companies, is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 24th day of April, 2025.



By:

Renee C. Llewellyn
Renee C. Llewellyn, Assistant Secretary

Not valid for mortgage, note, loan, letter of credit, currency rate, interest rate or residual value guarantees.

For bond and/or Power of Attorney (POA) verification inquiries, please call 610-832-8240 or email HOSUR@libertymutual.com.



LIBERTY MUTUAL INSURANCE COMPANY
FINANCIAL STATEMENT – DECEMBER 31, 2024

Assets	Liabilities
Cash and Bank Deposits..... \$4,608,826,756.00	Unearned Premiums.....\$9,890,896,878.00
*Bonds – U.S Government..... \$4,281,375,446.74	Reserve for Claims and Claims Expense\$29,467,071,865.00
*Other Bonds..... \$21,566,489,527.26	Funds Held Under Reinsurance Treaties.....\$341,948,172.00
*Stocks..... \$15,589,644,012.00	Reserve for Dividends to Policyholders\$954,025.00
Real Estate..... \$86,497,925.00	Additional Statutory Reserve\$150,547,865.00
Agents' Balances or Uncollected Premiums... \$7,512,975,129.00	Reserve for Commissions, Taxes and Other Liabilities.....\$5,049,906,410.00
Accrued Interest and Rents..... \$225,249,712.00	Total.....\$47,104,416,171.00
Other Admitted Assets \$19,367,663,200.00	Special Surplus Funds.....\$174,153,086.00
Total Admitted Assets \$74,539,483,661.00	Capital Stock\$10,000,075.00
	Paid in Surplus\$13,209,595,772.00
	Unassigned Surplus.....\$13,415,980,561.00
	Surplus to Policyholders\$27,435,067,490.00
	Total Liabilities and Surplus.....\$74,539,483,661.00

* Bonds are stated at amortized or investment value; Stocks at Association Market Values.

The foregoing financial information is taken from Liberty Mutual Insurance Company's financial statement filed with the Massachusetts Department of Insurance.

I, TIM MIKOLAJEWSKI, Assistant Secretary of Liberty Mutual Insurance Company, do hereby certify that the foregoing is a true, and correct statement of the Assets and Liabilities of said Corporation, as of December 31, 2024, to the best of my knowledge and belief.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Corporation at Seattle, Washington, this 8th day of March, 2025.



Timothy A. Mikolajewski

Timothy A. Mikolajewski, Assistant Secretary

BIDDER'S CHECKLIST

DR-4625 CITY OF ROME DISASTER RECOVERY LINK ROAD CULVERT REPLACEMENT CITY OF ROME, ONEIDA COUNTY

In order to submit a complete bid, Bidders must submit the following documents:

- Bid Form
- Certified Copy of resolution of Board
- Non Collusive Certification
- Bid Sheets - Link Road Culvert
- Bid Bond
- Affidavit of Workers Compensation
- Iran Divestment Act Certification
- Russia Divestment of Public Funds
- Sexual Harassment Prevention Certification
- D/M/WBE Utilization Goals
- NYS Uniform Contracting Questions

PLEASE DO NOT SUBMIT THE ENTIRE PROJECT MANUAL WITH YOUR BID. BIDDERS SHALL SUBMIT ALL DOCUMENTS PRESENTED IN THIS CHECKLIST ON SINGLE-SIDED SHEETS IN THE EXACT ORDER SHOWN. NO SUBSTITUTION OF FORMS WILL BE ALLOWED. ENTRIES MAY BE TYPED OR LEGIBLY HANDWRITTEN EXCEPT AS SPECIFICALLY NOTED.

additional examinations, investigations, explorations, test, studies, and data with the Contract Documents

f. BIDDER has given ENGINEER written notice of all conflicts, errors, ambiguities or discrepancies that BIDDER has discovered in the Contract Documents and the written resolution thereof by ENGINEER is acceptable to BIDDER, and the Contract Documents are generally sufficient to indicate and convey understanding of all terms and conditions for performing and furnishing the Work for which this Bid is submitted.

g. This bid is genuine and not made in the interest of or on behalf of any undisclosed person, firm, or corporation and is not submitted in conformity with any agreement or rules of any group, association, organization, or corporation; BIDDER has not directly or indirectly induced or solicited any other BIDDER to submit a false or sham Bid; BIDDER has not solicited or induced any person, firm or corporation to refrain from bidding; and BIDDER has not sought by collusion to obtain for itself any advantage over any other BIDDER or over OWNER.

4. Bidder will complete the Work in accordance with the Contract Documents for the following Unit Bid price:

TOTAL BID LINK ROAD CULVERT REPLACEMENT:

Seven Hundred Fifty Three Thousand (use words) Dollars & 00/100 (\$ 753,000⁰⁰) (figures)

5. BIDDER agrees that the Work will be substantially completed and ready for final payment before the dates or within the number of calendar days indicated in the Agreement.

BIDDER accepts the provisions of the Agreement as to liquidated damages in the event of failure to complete the Work within the times specified in the Agreement.

6. The following documents are attached to and made a condition of this Bid:

BIDDER INFORMATION SHEET

NAME OF BIDDER: * F. P. Kane Construction Inc.

ADDRESS: 241 Front St Vestal NY 13850

PHONE NUMBER: 607- 754-6306

TYPE OF ENTITY: CORPORATION ☒ PARTNERSHIP ☐ INDIVIDUAL ☐

IF A NONPUBLICLY OWNED CORPORATION:

NAME OF CORPORATION: Frank P Kane Construction

LIST OF PRINCIPAL STOCKHOLDERS (HOLDING OVER 5% OF OUTSTANDING SHARES):

Frank P Kane Jr. 100%

LIST OF OFFICERS: Frank P Kane Jr. All officers

LIST OF DIRECTORS: Frank P Kane Jr. - All Directors

DATE OF ORGANIZATION: 1986

IF A PARTNERSHIP:

PARTNERS: _____

NAME OF PARTNERSHIP: _____

DATE OF ORGANIZATION: _____

* IF THE BUSINESS IS CONDUCTED UNDER AN ASSUMED NAME, A COPY OF THE CERTIFICATE REQUIRED TO BE FILED UNDER THE NEW YORK GENERAL BUSINESS LAW MUST BE ATTACHED.

**NON-COLLUSIVE BIDDING CERTIFICATION REQUIRED BY
SECTION 139-D OF THE STATE FINANCE LAW**

SECTION 139-D, Statement of Non-Collusion in bids to the State:

BY SUBMISSION OF THIS BID, BIDDER AND EACH PERSON SIGNING ON BEHALF OF BIDDER CERTIFIES, AND IN THE CASE OF JOINT BID, EACH PARTY THERETO CERTIFIES AS TO ITS OWN ORGANIZATION, UNDER PENALTY OF PERJURY, THAT TO THE BEST OF HIS/HER KNOWLEDGE AND BELIEF:

[1] The prices of this bid have been arrived at independently, without collusion, consultation, communication, or agreement, for the purposes of restricting competition, as to any matter relating to such prices with any other Bidder or with any competitor;

[2] Unless otherwise required by law, the prices which have been quoted in this bid have not been knowingly disclosed by the Bidder and will not knowingly be disclosed by the Bidder prior to opening, directly or indirectly, to any other Bidder or to any competitor; and

[3] No attempt has been made or will be made by the Bidder to induce any other person, partnership or corporation to submit or not to submit a bid for the purpose of restricting competition.

A BID SHALL NOT BE CONSIDERED FOR AWARD NOR SHALL ANY AWARD BE MADE WHERE [1], [2], [3] ABOVE HAVE NOT BEEN COMPLIED WITH; PROVIDED HOWEVER, THAT IF IN ANY CASE THE BIDDER(S) CANNOT MAKE THE FOREGOING CERTIFICATION, THE BIDDER SHALL SO STATE AND SHALL FURNISH BELOW A SIGNED STATEMENT WHICH SETS FORTH IN DETAIL THE REASONS THEREFORE:

[AFFIX ADDENDUM TO THIS PAGE IF SPACE IS REQUIRED FOR
STATEMENT.]

Subscribed to under penalty of perjury under the laws of the State of New York, this
24 day of April, 2025 as the act and deed of said corporation of partnership.

Exhibit 1 Non-Collusive Bidding Certification-3

Identifying Data

Potential Contractor F. P. Kane Construction

Address 241 Front St Vestal NY 13850
Street

City, Town, etc.

Telephone 607-754-6306 Title President

If applicable, Responsible Corporate Officer

Name Frank P. Kane Jr. Title President

Signature 

Joint or combined bids by companies or firms must be certified on behalf of each participant.

Legal name of person, firm or corporation

Legal name of person, firm or corporation

By _____
Name

Name

Title

Title

Address _____
Street

Address _____
Street

City _____ State _____

City _____ State _____

DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY

RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT

ITEM NUMBER	ESTIMATED QUANTITY	ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE		AMOUNT BID	
			DOLLARS	CENTS	DOLLARS	CENTS
304.12	145	SUBBASE COURSE, TYPE 2 <i>Sixty</i> PER CUBIC YARD	60	00	8,700	00
402.098204	32	9.5 F2 TOP COURSE HMA, 80 SERIES COMPACTION <i>One Hundred Seventy Five</i> PER TON	175	00	5,600	00
402.198904	53	19 F9 BINDER COURSE HMA, 80 SERIES COMPACTION <i>One Hundred Sixty Seven</i> PER TON	167	00	8,851	00
402.378904	88	37.5 F9 BASE COURSE HMA, 80 SERIES COMPACTION <i>One Hundred Sixty Seven</i> PER TON	167	00	14,696	00
407.0103	31	TACK COAT (STRAIGHT) <i>Forty</i> PER GALLON	40	00	1,240	00

DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY

RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT

ITEM NUMBER	ESTIMATED QUANTITY	ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE		AMOUNT BID	
			DOLLARS	CENTS	DOLLARS	CENTS
553.020001	2	COFFERDAMS (TYPE 2) <i>Twenty Thousand</i> PER EACH	20,000	00	40,000	00
553.030001	1	TEMPORARY WATERWAY DIVERSION STRUCTURE <i>Thirty Five Thousand</i> PER EACH	35,000	00	35,000	00
603.59060016	41	LONG-SPAN CORRUGATED STRUCTURAL PLATE STRUCTURE - ALUMINUM (#72 BOX) <i>Five Thousand</i> PER LINEAR FOOT	5,000	00	205,000	00
606.10	260	BOX BEAM GUIDE RAILING <i>Seventy Five</i> PER LINEAR FOOT	75	00	19,500	00
606.120101	2	BOX BEAM END PIECE <i>Nine Hundred</i> PER EACH	900	00	1,800	00

DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY

RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT

ITEM NUMBER	ESTIMATED QUANTITY	ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE		AMOUNT BID	
			DOLLARS	CENTS	DOLLARS	CENTS
619.1719	4	WARNING LIGHTS ON TEMPORARY POSITIVE BARRIERS <i>Two Hundred</i> PER EACH	200	00	800	00
620.02	14	STONE FILLING - FINE <i>One Hundred Twenty Five</i> PER CUBIC YARD	125	00	1,750	00
620.05	307	STONE FILLING - HEAVY <i>One Hundred Eighty</i> PER CUBIC YARD	180	00	55,260	00
620.0802	117	BEDDING MATERIAL - TYPE 2 <i>Fifty Five</i> PER CUBIC YARD	55	00	6,435	00
620.29110009	273	NEW (IMPORTED) STREAM BED MATERIAL (B) <i>Fifty Five</i> PER CUBIC YARD	55	00	15,015	00

DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY

RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT

ITEM NUMBER	ESTIMATED QUANTITY	ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE		AMOUNT BID	
			DOLLARS	CENTS	DOLLARS	CENTS
646.22	4	DELINEATOR, SNOWPLOWING MARKER, SUPPLEMENTARY SNOWPLOWING MARKER PANELS <i>Fifty</i> PER EACH	50	00	200	00
646.32	4	STEEL POST, (X=1.1 LB/FT PR 2.0 LB/FT) <i>One Hundred Fifty</i> PER EACH	150	00	600	00
697.03	29000	FIELD CHANGE PAYMENT (FCP) <i>one</i> PER DOLLAR CENT	\$ 1.00	00	\$ 29,000.00	00
698.04	217	ASPHALT PRICE ADJUSTMENT (LUMP SUM) [CALCULATED IN ESTIMATOR] <i>one</i> PER DOLLAR CENT	\$ 1.00	00	\$ 217.00	00

BID BOND

Any singular reference to Bidder, Surety, Owner or other party shall be considered plural where applicable.

BIDDER (*Name and Address*):

SURETY (*Name and Address of Principal Place of Business*):

OWNER (*Name and Address*):

BID

Bid Due Date: As Noted in the Invitation to Bidders

Description: **DR-4625NY City of Rome Disaster Recovery – Link Road Culvert Replacement**

BOND

Bond Number:

Date (*Not earlier than Bid due date*):

Penal sum

(Words)

\$

(Figures)

Surety and Bidder, intending to be legally bound hereby, subject to the terms set forth below, do each cause this Bid Bond to be duly executed by an authorized officer, agent, or representative.

BIDDER

SURETY

Bidder's Name and Corporate Seal

(Seal)

Surety's Name and Corporate Seal

(Seal)

By:

Signature

By:

Signature (Attach Power of Attorney)

Print Name

Print Name

Title

Title

Attest:

Signature

Attest:

Signature

Title

Title

Note: Above addresses are to be used for giving any required notice. Provide execution by any additional parties, such as joint venturers, if necessary.

AFFIDAVIT OF WORKERS COMPENSATION

State of New York

SS:

County of Oneida

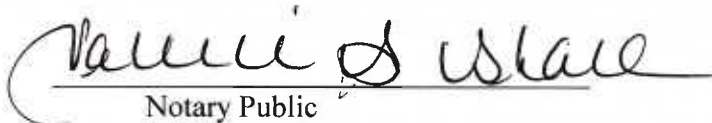
Frank P Kane Jr.
of Frank P Kane Construction Inc

being duly sworn, deposes and says that he now carries or that he has applied for a Workers Compensation Policy to cover the operations, as set forth in the preceding contract, and to comply with the provisions thereof.

Signed: 

Subscribed and sworn to before me

this 21 day of April, 2025


Notary Public



**AUTHORIZATION DIRECTING STATE AGENCIES AND
AUTHORITIES TO DIVEST PUBLIC FUNDS SUPPORTING RUSSIA**

- A. By submission of this bid, each bidder and each person signing on behalf of any bidder certifies, and in the case of a joint bid, each party thereto certifies as to its own organization, under Executive Order of the State of New York, to divest their money and assets from any investment, to terminate any contract with an institution or company, that is determined to be a Russian or supporting entity and to refrain from entering new contracts or making any investments in such entities in the future,
- B. A bid shall not be considered for award, nor shall any award be made where the condition set forth in Paragraph A above has not been complied with; provided, however, that in any case the bidder cannot make the forgoing certification set forth in Paragraph A above, the bidder shall so state and shall furnish with the bid a signed statement which sets forth in detail the reasons therefore. Where Paragraph A above cannot be complied with, the Finance Department to the political subdivision, public department, agency or official thereof to which the bid is made, or his designee, may award a bid, on a case by case business under the following circumstances:
1. The investment activities in Russia were made before February 27, 2022, the investment activities in Russia have not been expanded or renewed after February 27, 2022, and the Bidder has adopted, publicized and is implementing a formal plan to cease the investment activities in Russia and to refrain from engaging in any new investments in Russia; or
 2. The political subdivision makes a determination that the goods or services are necessary for the political subdivision to perform its function and that, absent such an exemption, the political subdivision would be unable to obtain the goods or services for which the contract is offered. Such determination shall be made in writing and shall be a public document.

Frank P Kane Jr.

Printed Name



Signature

Frank P Kane Construction

Company Name

4/23/2025

Date

**DISADVANTAGED/MINORITY/WOMENS BUSINESS ENTERPRISE (D/M/WBE)
UTILIZATION GOALS**

Please refer to the Contract Provisions within this Project Manual.

The DBE goal for this project is: 5%
The MBE Goal for this Project is 0%
The WBE Goal for this Project is 0%
There are no SDVOB goals for this project.

The Bidder shall designate and enter below the name of the Minority/Women's Business Enterprise Officer who will have the responsibility for the /M/WBE Utilization.

Bidder Designated M/WBE Officer

Frank P Kane Jr.
(Name)

President
(Title)

Telephone Number

() 607-754-6306

RETURN THIS PAGE WITH BID

NEW YORK STATE VENDOR RESPONSIBILITY QUESTIONNAIRE FOR-PROFIT CONSTRUCTION (CCA-2)

BUSINESS ENTITY INFORMATION				
Legal Business Name <i>Frank P Kane Construction Inc</i>			EIN <i>16-1299103</i>	
Address of the Principal Place of Business (street, city, state, zip code) <i>241 Front St Vestal NY 13850</i>			New York State Vendor Identification Number <i>24-633FI-CR</i>	
			Telephone <i>607-754-6306 ext. -</i>	Fax <i>607-754-6356</i>
			Website	
Authorized Contact for this Questionnaire				
Name <i>Frank P Kane Jr.</i>			Telephone <i>607-754-6306 ext.</i>	Fax
Title <i>President</i>			Email <i>paul@FPKane.com</i>	
Additional Business Entity Identities: If applicable, list any other DBA, Trade Name, Former Name, Other Identity, or EIN used in the last five (5) years, the state or county where filed and the status (active or inactive).				
Type	Name	EIN	State or County where filed	Status

I. BUSINESS CHARACTERISTICS			
1.0 Business Entity Type – Check appropriate box and provide additional information:			
a) ☒ Corporation (including PC)	Date of Incorporation <i>1986</i>		
b) ☐ Limited Liability Company (LLC or PLLC)	Date Organized		
c) ☐ Limited Liability Partnership	Date of Registration		
d) ☐ Limited Partnership	Date Established		
e) ☐ General Partnership	Date Established	County (if formed in NYS)	
f) ☐ Sole Proprietor	How many years in business?		
g) ☐ Other	Date Established		
If Other, explain:			
1.1 Was the Business Entity formed in New York State?			☒ Yes ☐ No
If "No," indicate jurisdiction where the Business Entity was formed:			
☐ United States	State		
☐ Other	Country		

NEW YORK STATE VENDOR RESPONSIBILITY QUESTIONNAIRE FOR-PROFIT CONSTRUCTION (CCA-2)

II. AFFILIATE and JOINT VENTURE RELATIONSHIPS		
2.0 Are there any other <u>construction</u> -related firms in which, now or in the past five years, the submitting <u>Business Entity</u> or any of the individuals or business entities listed in question 1.7 either owned or owns 5.0% or more of the shares of, or was or is one of the five largest shareholders or a director, officer, partner or proprietor of said other firm? <i>(Attach additional pages if necessary.)</i>		☐ Yes ☒ No
Firm/Company Name	Firm/Company EIN (If available)	Firm/Company's Primary Business Activity
Firm/Company Address		
Explain relationship with the firm and indicate percent of ownership, if applicable (enter N/A, if not applicable):		
Are there any shareholders, directors, officers, owners, partners or proprietors that the submitting <u>Business Entity</u> has in common with this firm?		☐ Yes ☒ No
Individual's Name <i>(Include middle initial)</i>	Position/Title with Firm/Company	
2.1 Does the <u>Business Entity</u> have any <u>construction</u> -related <u>affiliates</u> not identified in the response to question 2.0 above? <i>(Attach additional pages if necessary.)</i>		☐ Yes ☒ No
Affiliate Name	Affiliate EIN (If available)	Affiliate's Primary Business Activity
Affiliate Address		
Explain relationship with the affiliate and indicate percent of ownership, if applicable (enter N/A, if not applicable):		
Are there any shareholders, directors, officers, owners, partners or proprietors that the submitting Business Entity has in common with this affiliate?		☐ Yes ☒ No
Individual's Name <i>(Include middle initial)</i>	Position/Title with Firm/Company	
2.2 Has the <u>Business Entity</u> participated in any <u>construction</u> -related <u>Joint Ventures</u> within the past three (3) years? <i>(Attach additional pages if necessary.)</i>		☐ Yes ☒ No
Joint Venture Name	Joint Venture EIN (If available)	Identify parties to the Joint Venture

NEW YORK STATE VENDOR RESPONSIBILITY QUESTIONNAIRE FOR-PROFIT CONSTRUCTION (CCA-2)

V. INTEGRITY – CONTRACT AWARD

Within the past five (5) years, has the Business Entity, an affiliate, or any predecessor company or entity:

For each "Yes," provide an explanation of the issue(s), the Business Entity involved, the relationship to the submitting Business Entity, the government entity/owners involved, project(s), contract number(s), relevant dates, any remedial or corrective action(s) taken and the current status of the issue(s). Provide answer(s) below or attach additional sheets with numbered responses.

VI. CERTIFICATIONS/LICENSES

Within the past five (5) years, has the Business Entity, an affiliate, or any predecessor company or entity:

- | | |
|--|---|
| 6.0 Had a revocation or <u>suspension</u> of any business or professional permit and/or license? | ☐ Yes ☒ No |
| 6.1 Had a denial, decertification, revocation or forfeiture of New York State certification of <u>Minority-Owned Business Enterprise</u> , <u>Women-Owned Business Enterprise</u> or a federal certification of <u>Disadvantaged Business Enterprise</u> status, for other than a change of ownership? | ☐ Yes ☒ No |

For each "Yes," provide an explanation of the issue(s), the Business Entity involved, the relationship to the submitting Business Entity, the government entity involved, relevant dates, any remedial or corrective action(s) taken and the current status of the issue(s). Provide answer(s) below or attach additional sheets with numbered responses.

VII. LEGAL PROCEEDINGS/GOVERNMENT INVESTIGATIONS

Within the past five (5) years, has the Business Entity, an affiliate, or any predecessor company or entity:

- | | |
|--|--|
| 7.0 Been the subject of a criminal <u>investigation</u> , whether open or closed, or an indictment for any business-related conduct constituting a crime under local, state or <u>federal</u> law? | ☐ Yes ☒ No |
| 7.1 Been the subject of:
(i.) An indictment, grant of immunity, <u>judgment</u> or conviction (including entering into a plea bargain) for conduct constituting a crime; or
(ii.) Any criminal <u>investigation</u> , felony indictment or conviction concerning the formation of, or any business association with, an allegedly false or fraudulent <u>Minority-Owned Business Enterprise</u> , <u>Women-Owned Business Enterprise</u> , or a <u>Disadvantaged Business Enterprise</u> ? | ☐ Yes ☒ No

☐ Yes ☒ No |
| 7.2 Received any <u>OSHA</u> citation, which resulted in a final determination classified as <u>serious</u> or <u>willful</u> ? | ☐ Yes ☒ No |
| 7.3 Had a <u>government entity</u> find a willful prevailing wage or supplemental payment violation? | ☐ Yes ☒ No |
| 7.4 Had a New York State Labor Law violation deemed willful? | ☐ Yes ☒ No |
| 7.5 Entered into a consent order with the New York State Department of Environmental Conservation, or a <u>federal</u> , state or local government enforcement determination involving a violation of <u>federal</u> , state or local environmental laws? | ☐ Yes ☒ No |

NEW YORK STATE VENDOR RESPONSIBILITY QUESTIONNAIRE FOR-PROFIT CONSTRUCTION (CCA-2)

IX. FINANCIAL AND ORGANIZATIONAL CAPACITY

9.0 Within the past five (5) years, has the Business Entity or any affiliate received any formal unsatisfactory performance assessment(s) from any government entity on any contract? ☐ Yes ☒ No

If "Yes," provide an explanation of the issue(s), the Business Entity involved, the relationship to the submitting Business Entity, the government entity involved, relevant dates, any remedial or corrective action(s) taken and the current status of the issue(s). Provide answer below or attach additional sheets with numbered responses.

9.1 Within the past five (5) years, has the Business Entity or any affiliate had any liquidated damages assessed over \$25,000? ☐ Yes ☒ No

If "Yes," provide an explanation of the issue(s), the Business Entity involved, the relationship to the submitting Business Entity, relevant dates, the contracting party involved, the amount assessed and the current status of the issue(s). Provide answer below or attach additional sheets with numbered responses.

9.2 Within the past five (5) years, has the Business Entity or any affiliate had any liens, claims or judgments over \$25,000 filed against the Business Entity which remain undischarged or were unsatisfied for more than 90 days? (Note: Including but not limited to tax warrants or liens. Do not include UCC filings.) ☐ Yes ☒ No

If "Yes," provide an explanation of the issue(s), the Business Entity involved, the relationship to the submitting Business Entity, relevant dates, the Lien holder or Claimants' name(s), the amount of the lien(s) and the current status of the issue(s). Provide answer below or attach additional sheets with numbered responses.

9.3 In the last seven (7) years, has the Business Entity or any affiliate initiated or been the subject of any bankruptcy proceedings, whether or not closed, or is any bankruptcy proceeding pending? ☐ Yes ☒ No

If "Yes," provide the Business Entity involved, the relationship to the submitting Business Entity, the bankruptcy chapter number, the court name and the docket number. Indicate the current status of the proceedings as "Initiated," "Pending" or "Closed." Provide answer below or attach additional sheets with numbered responses.

9.4 What is the Business Entity's Bonding Capacity?

a. Single Project

b. Aggregate (All Projects)

9.5 List Business Entity's Gross Sales for the previous three (3) Fiscal Years:

1st Year (Indicate year)
Gross Sales

2nd Year (Indicate year)
Gross Sales

3rd Year (Indicate year)
Gross Sales

9.6 List Business Entity's Average Backlog for the previous three (3) fiscal years:
(Estimated total value of uncompleted work on outstanding contracts)

1st Year (Indicate year)
Amount

2nd Year (Indicate year)
Amount

3rd Year (Indicate year)
Amount

9.7 Attach Business Entity's most recent annual financial statement and accompanying notes or complete Attachment C – Financial Information, found at www.osc.state.ny.us/vendrep/documents/questionnaire/ac3296s.xls.

(This information must be attached.)

NEW YORK STATE VENDOR RESPONSIBILITY QUESTIONNAIRE FOR-PROFIT CONSTRUCTION (CCA-2)

Certification

The undersigned: (1) recognizes that this questionnaire is submitted for the express purpose of assisting New York State government entities (including the Office of the State Comptroller (OSC)) in making responsibility determinations regarding award or approval of a contract or subcontract and that such government entities will rely on information disclosed in the questionnaire in making responsibility determinations; (2) acknowledges that the New York State government entities and OSC may, in their discretion, by means which they may choose, verify the truth and accuracy of all statements made herein; and (3) acknowledges that intentional submission of false or misleading information may result in criminal penalties under State and/or Federal Law, as well as a finding of non-responsibility, contract suspension or contract termination.

The undersigned certifies that he/she:

- is knowledgeable about the submitting Business Entity's business and operations;
- has read and understands all of the questions contained in the questionnaire;
- has not altered the content of the questionnaire in any manner;
- has reviewed and/or supplied full and complete responses to each question;
- to the best of his/her knowledge, information and belief, confirms that the Business Entity's responses are true, accurate and complete, including all attachments, if applicable;
- understands that New York State government entities will rely on the information disclosed in the questionnaire when entering into a contract with the Business Entity; and
- is under an obligation to update the information provided herein to include any material changes to the Business Entity's responses at the time of bid/proposal submission through the contract award notification, and may be required to update the information at the request of the New York State government entities or OSC prior to the award and/or approval of a contract, or during the term of the contract.

Signature of Owner/Official

Printed Name of Signatory

Title

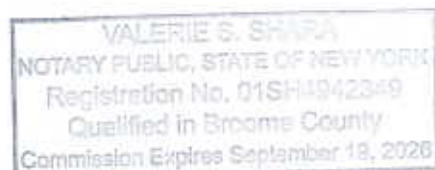
Name of Business

Address

City, State, Zip

Sworn to before me this 21 day of April, 2025

Valerie S. Shapa Notary Public



Corporate Park Hunt Center Horseheads, NY 14845 Ph: 607-358-1000	Tim Steed, P.E. Project Manager	Village of Naples 106 S. Main Street Naples, NY 14512	\$6,479,000.00	Jan-22
Delaware Engineering 28 Madison Ave. Ext. Albany, NY 12203 Ph: 518-451-1290	Robert Flores, P.E. Project Engineer	Town of Cairo 512 Main Street Cairo, NY 12413	\$2,934,234.00	Mar-21
Hunt Engineers Airport Corporate Park 100 Hunt Center Horseheads, NY 14845 Ph: 607-358-1000	Aaron Vergason, P.M. Project Manager	Village of Interlaken 8369 Main Street Interlaken, NY 14847	\$1,347,350.00	Apr-21
City of Oneonta 258 Main st Oneonta, NY 13820	Gino Huggins Project Engineer	City of Oneonta 258 Main st Oneonta, NY 13820 Ph: 607-432-3055	\$319,433.00	Jul-22
City of Rome 198 Washington Street Rome, NY 13440 315-838-1167	Joseph G Guilian, E II 315-838-1167	City of Rome 198 Washington Street Rome, NY 13440 315-838-1167	\$2,168,020.00	Dec-23
CT Male 50 Century Hill drive Latham, NY 12110 518-786-7400	Chad Kortz	Village Of Cobleskill 378 Mineral Springs Road Cobleskill, NY 12043 518-869-0961	\$1,354,000.00	Jun-24
Lamont Engineers Po Box 610 Cobleskill, NY 12043	Nick Warner, P.E. Ph: 518-428-4028 Fax: 518-234-4613	Town Of Middletown 42339 State Highway 28 Margaretville, NY 12455	\$5,393,000.00	Oct-24
Town of Ithaca 215 N. Tioga Street Ithaca, NY 14850-4357	Justin McNeal	Town of Ithaca 215 N. Tioga Street Ithaca, NY 14850-4357 607-273-1721	\$1,167,000.00	Oct-24
Hunt Engineers Airport Corporate Park 100 Hunt Center Horseheads, NY 14845 Ph: 607-358-1000	Tim Steed PE	Town of Newfield	\$843,000.00	Nov-24
Lamont Engineers Po Box 610 Cobleskill, NY 12043	Brandon Brecker Project Engineer	Town of Guilford	\$256,350.00	Dec-24

Projects in Progress List

Project	Engineer	Engineer Contact	Owner	Amount of Contract	Amount to Finish	Expected
Town of Marcy water improvements	Ramboll Engineers 101 Foirst Street 4th Floor Utica, NY 13501	Brian Whittaker Project Engineer	Town of Marcy	\$896,000.00	\$400,000.00	Jun-25
Village of Dundee South Water Tank Improvements	Barton & Loguidice 443 Electronics Parkway Liverpool, NY	Erin Ryan Project Engineer	Village of Dundee 12 Union Street Dundee, NY	\$1,406,650.00	\$1,406,650.00	Jul-25
Total				\$2,302,650.00	\$1,806,650.00	

PROJECT MANUAL

for the

DR-4625NY CITY OF ROME DISASTER RECOVERY LINK ROAD CULVERT REPLACEMENT RFB-2025-002

**City of Rome
Oneida County**

March 2025

Prepared For:



Prepared By:

GPI

Greenman-Pedersen, Inc.
80 Wolf Road, Suite 600
Albany NY 12205

This is a Project has been prepared in accordance with the Standard Specifications officially finalized and adopted on January 1, 2025 as posted on the New York State Department of Transportation's website.

<https://www.dot.ny.gov/main/business-center/engineering/specifications/updated-standard-specifications-us>

BIDDER'S CHECKLIST

DR-4625 CITY OF ROME DISASTER RECOVERY LINK ROAD CULVERT REPLACEMENT CITY OF ROME, ONEIDA COUNTY

In order to submit a complete bid, Bidders must submit the following documents:

- Bid Form
- Certified Copy of resolution of Board
- Non Collusive Certification
- Bid Sheets - Link Road Culvert
- Bid Bond
- Affidavit of Workers Compensation
- Iran Divestment Act Certification
- Russia Divestment of Public Funds
- Sexual Harassment Prevention Certification
- D/M/WBE Utilization Goals
- NYS Uniform Contracting Questions

PLEASE DO NOT SUBMIT THE ENTIRE PROJECT MANUAL WITH YOUR BID. BIDDERS SHALL SUBMIT ALL DOCUMENTS PRESENTED IN THIS CHECKLIST ON SINGLE-SIDED SHEETS IN THE EXACT ORDER SHOWN. NO SUBSTITUTION OF FORMS WILL BE ALLOWED. ENTRIES MAY BE TYPED OR LEGIBLY HANDWRITTEN EXCEPT AS SPECIFICALLY NOTED.

BID FORM

PROJECT IDENTIFICATION: DR-4625NY City of Rome Disaster Recovery
Link Road Culvert Replacement
City of Rome, Oneida County

CONTRACT IDENTIFICATION: RFB-2025-002

THIS BID IS SUBMITTED TO: City of Rome

1. The undersigned BIDDER proposes and agrees, if this bid is accepted, to enter into an agreement with OWNER in the form included in the Contract Documents to perform and furnish all work as specified or indicated in the Contract Documents for the Bid Price and Bid Times indicated in this Bid and in accordance with the other terms and conditions of the Contract Documents

2. Bidder accepts all the terms and conditions of the Advertisement or Notice to Bidders and Instruction to Bidders, including without limitation those dealing with the disposition of Bid security. This Bid will remain subject to acceptance for forty-five (45) days after the Bid opening. Bidder will sign and deliver the required number of counterparts of the Agreement with the Bonds and other documents required by the Bidding Requirements within fifteen (15) days after the date of OWNER's Notice of Award

3. In submitting this Bid, BIDDER represents as more fully set forth in the Agreement, that:

a. BIDDER has examined and carefully studied the Bidding Documents and the following Addenda receipt of all which is hereby acknowledged: (List Addenda by Addendum Number and Date)

04/08/25	AMENDMENT	NO. 1
04/17/25	AMENDMENT	NO. 2

b. BIDDER has visited the site and become familiar with and is satisfied as to the general, local, and site conditions that may affect cost, progress, performance, and furnishing of the work.

c. BIDDER is familiar with and is satisfied as to all federal, state, and local Laws and Regulations that may affect cost, progress, performance, and furnishing of work.

d. BIDDER is aware of the general nature of work to be performed by OWNER and others at the site that relates to work for which this Bid is submitted as indicated in the Contract Documents

e. BIDDER has correlated the information known to BIDDER, information and observations obtained from visits to the site, reports and drawings identified in the Contract Documents and all

April 8, 2025

AMENDMENT NO. 1
TO
RFB-2025-002

DR-4625NY CITY OF ROME DISASTER RECOVERY
LINK ROAD CULVERT REPLACEMENT

BID OPENING
APRIL 24 14, 2025 @ 11:0 AM AT ROME CITY HALL

NOTE: This amendment shall be attached to and become a part of the Proposal for **RFB-2025-002** as outlined below:

1. **Question:** Due to difficulties in procuring raw materials for the Aluminum Box Culvert, can the requirements as outlined under NYSDOT Section 106-11, Buy America, be waived?

Response: In review of the proposed guidance from FEMA, as this project is classified as a *Public Assistance Grant Program*, specific clauses of the Buy American Clause can be waived. The City of Rome based upon this guidance is **waiving the Buy American Clause** as outlined under Section 106-11 of the NYSDOT specifications for Item 603.59060016, Long Span Corrugated Structural Plate Structure – Aluminum (#72 Box).

All Bidders **MUST** complete acknowledging receipt of this amendment and attached to their respective bids. If the Bidder fails to complete the 'Amendment Acknowledgement' below, his bid could be declared informal thereby delaying award of the contract.

PLEASE BE GOVERNED ACCORDINGLY WHEN SUBMITTING BIDS.

Company Name: W. HAVER EXCAVATING CO., INC

Address: PO Box 287 POLAND, NY 13431

Date: 04/23/25

Contact Name: CHARLY A. HAVER

Contact Signature: Charly A. Haver



END ADDENDUM NO. 1

April 17, 2025

AMENDMENT NO. 2
TO
RFB-2025-002

DR-4625NY CITY OF ROME DISASTER RECOVERY
LINK ROAD CULVERT REPLACEMENT

BID OPENING
APRIL 24th, 2025 @ 11:00 AM AT ROME CITY HALL

NOTE: This amendment shall be attached to and become a part of the Proposal for **RFB-2025-002** as outlined below:

Clarification: On Contract Bid Sheets BS-2 (proposal page 21), for Item 209.1003 – Seed and Mulch – Temporary; the units should be **Square Yards** not Linear Foot. The estimated quantity is correct as noted at **214 Square Yards**.

Question: Do you have a detail for the temporary stone check dam on sheet 14?

Response: *Item 209.110103 - CHECK DAM (DITCH BOTTOM WIDTH > 6' TO 10'), STONE-TEMPORARY; should be constructed in accordance with NYSDOT Standard Sheet 209-02 https://www.dot.ny.gov/main/business-center/engineering/cadd-info/drawings/standard-sheets-us-repository/209-02_090117_E1.pdf*

Question: Do you have a limit of the clearing and grubbing; the bid form just says large area?

Response: *The limits of Item 201.06 should be the entire limits of the Temporary Easement. It should be noted the City of Rome has already cut any trees larger than 3" DBH in advance of construction however the contractor will need to dispose and grub of the remains.*

All Bidders **MUST** complete acknowledging receipt of this amendment and attached to their respective bids. If the Bidder fails to complete the 'Amendment Acknowledgement' below, his bid could be declared informal thereby delaying award of the contract.

PLEASE BE GOVERNED ACCORDINGLY WHEN SUBMITTING BIDS.

Company Name: W. HAVER EXCAVATING CO., INC

Address: PO Box 287 Poland, NY 13431

Date: 04/23/25

Contact Name: CHERYL A. HAVER

Contact Signature: Cheryl A. Haver



END ADDENDUM NO. 2

additional examinations, investigations, explorations, test, studies, and data with the Contract Documents

f. BIDDER has given ENGINEER written notice of all conflicts, errors, ambiguities or discrepancies that BIDDER has discovered in the Contract Documents and the written resolution thereof by ENGINEER is acceptable to BIDDER, and the Contract Documents are generally sufficient to indicate and convey understanding of all terms and conditions for performing and furnishing the Work for which this Bid is submitted.

g. This bid is genuine and not made in the interest of or on behalf of any undisclosed person, firm, or corporation and is not submitted in conformity with any agreement or rules of any group, association, organization, or corporation; BIDDER has not directly or indirectly induced or solicited any other BIDDER to submit a false or sham Bid; BIDDER has not solicited or induced any person, firm or corporation to refrain from bidding; and BIDDER has not sought by collusion to obtain for itself any advantage over any other BIDDER or over OWNER.

4. Bidder will complete the Work in accordance with the Contract Documents for the following Unit Bid price:

TOTAL BID LINK ROAD CULVERT REPLACEMENT:

five hundred forty five thousand five hundred eighty five dollars
(use words) (\$ 545,585.00)
(figures)

5. BIDDER agrees that the Work will be substantially completed and ready for final payment before the dates or within the number of calendar days indicated in the Agreement.

BIDDER accepts the provisions of the Agreement as to liquidated damages in the event of failure to complete the Work within the times specified in the Agreement.

6. The following documents are attached to and made a condition of this Bid:

BID BOND

Any singular reference to Bidder, Surety, Owner or other party shall be considered plural where applicable.

BIDDER (Name and Address):

W. Haver Excavating Inc.
57 Cold Brook Street
Poland, NY 13431

SURETY (Name, and Address of Principal Place of Business):

Contractors Bonding and Insurance Company

9025 N. Lindbergh Dr. Peoria, IL 61615
P.O. Box 3967 Peoria, IL 61612-3967

OWNER (Name and Address):

City of Rome
198 Washington Street
Rome, NY 13440

BID

Bid Due Date: April 24, 2025

Description (Project Name— Include Location):

DR-4625NY City of Rome Disaster Recovery - Link Road Culvert Replacement- RFB-2025-002

BOND

Bond Number: Assigned Upon Award

Date: April 22, 2025

Penal sum 5% of Total Bond Amount

(Words)

\$ 27,279.25

(Figures)

Surety and Bidder, intending to be legally bound hereby, subject to the terms set forth below, do each cause this Bid Bond to be duly executed by an authorized officer, agent, or representative.

BIDDER

W. Haver Excavating Inc.

(Seal)

Bidder's Name and Corporate Seal

SURETY

Contractors Bonding and Insurance Company

Surety's Name and Corporate Seal

By:

Cheryl A. Haver
Signature

By:

Jennifer L. Payne
Signature (Attach Power of Attorney)

Cheryl Haver
Print Name

Jennifer L. Payne
Print Name

President
Title

Attorney-in-Fact
Title

Attest:

[Signature]
Signature

Attest:

Barbara A. Curry
Signature Barbara A. Curry

Title

Title Commercial Lines CSR

Note: Addresses are to be used for giving any required notice.

Provide execution by any additional parties, such as joint venturers, if necessary.

1. Bidder and Surety, jointly and severally, bind themselves, their heirs, executors, administrators, successors, and assigns to pay to Owner upon default of Bidder the penal sum set forth on the face of this Bond. Payment of the penal sum is the extent of Bidder's and Surety's liability. Recovery of such penal sum under the terms of this Bond shall be Owner's sole and exclusive remedy upon default of Bidder.
2. Default of Bidder shall occur upon the failure of Bidder to deliver within the time required by the Bidding Documents (or any extension thereof agreed to in writing by Owner) the executed Agreement required by the Bidding Documents and any performance and payment bonds required by the Bidding Documents.
3. This obligation shall be null and void if:
 - 3.1 Owner accepts Bidder's Bid and Bidder delivers within the time required by the Bidding Documents (or any extension thereof agreed to in writing by Owner) the executed Agreement required by the Bidding Documents and any performance and payment bonds required by the Bidding Documents, or
 - 3.2 All Bids are rejected by Owner, or
 - 3.3 Owner fails to issue a Notice of Award to Bidder within the time specified in the Bidding Documents (or any extension thereof agreed to in writing by Bidder and, if applicable, consented to by Surety when required by Paragraph 5 hereof).
4. Payment under this Bond will be due and payable upon default of Bidder and within 30 calendar days after receipt by Bidder and Surety of written notice of default from Owner, which notice will be given with reasonable promptness, identifying this Bond and the Project and including a statement of the amount due.
5. Surety waives notice of any and all defenses based on or arising out of any time extension to issue Notice of Award agreed to in writing by Owner and Bidder, provided that the total time for issuing Notice of Award including extensions shall not in the aggregate exceed 120 days from the Bid due date without Surety's written consent.
6. No suit or action shall be commenced under this Bond prior to 30 calendar days after the notice of default required in Paragraph 4 above is received by Bidder and Surety and in no case later than one year after the Bid due date.
7. Any suit or action under this Bond shall be commenced only in a court of competent jurisdiction located in the state in which the Project is located.
8. Notices required hereunder shall be in writing and sent to Bidder and Surety at their respective addresses shown on the face of this Bond. Such notices may be sent by personal delivery, commercial courier, or by United States Registered or Certified Mail, return receipt requested, postage pre-paid, and shall be deemed to be effective upon receipt by the party concerned.
9. Surety shall cause to be attached to this Bond a current and effective Power of Attorney evidencing the authority of the officer, agent, or representative who executed this Bond on behalf of Surety to execute, seal, and deliver such Bond and bind the Surety thereby.
10. This Bond is intended to conform to all applicable statutory requirements. Any applicable requirement of any applicable statute that has been omitted from this Bond shall be deemed to be included herein as if set forth at length. If any provision of this Bond conflicts with any applicable statute, then the provision of said statute shall govern and the remainder of this Bond that is not in conflict therewith shall continue in full force and effect.
11. The term "Bid" as used herein includes a Bid, offer, or proposal as applicable.

POWER OF ATTORNEY

RLI Insurance Company Contractors Bonding and Insurance Company

9025 N. Lindbergh Dr. Peoria, IL 61615
Phone: 800-645-2402

Know All Men by These Presents:

That this Power of Attorney is not valid or in effect unless attached to the bond which it authorizes executed, but may be detached by the approving officer if desired.

That **RLI Insurance Company** and/or **Contractors Bonding and Insurance Company**, each an Illinois corporation, (separately and together, the "Company") do hereby make, constitute and appoint:

David B. Payne, Jennifer L. Payne, Debbie Prithcard, Barbara Curry, Michelle A. Allen, Jodi Croniser, Christine Fiaschetti, Heather
Memery, jointly or severally

in the City of Boonville, State of New York its true and lawful Agent(s) and Attorney(s) in Fact, with full power and authority hereby conferred, to sign, execute, acknowledge and deliver for and on its behalf as Surety, in general, any and all bonds and undertakings in an amount not to exceed Twenty Five Million Dollars (\$25,000,000.00) for any single obligation.

The acknowledgment and execution of such bond by the said Attorney in Fact shall be as binding upon the Company as if such bond had been executed and acknowledged by the regularly elected officers of the Company.

RLI Insurance Company and/or **Contractors Bonding and Insurance Company**, as applicable, have each further certified that the following is a true and exact copy of a Resolution adopted by the Board of Directors of each such corporation, and is now in force, to-wit:

"All bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation shall be executed in the corporate name of the Company by the President, Secretary, any Assistant Secretary, Treasurer, or any Vice President, or by such other officers as the Board of Directors may authorize. The President, any Vice President, Secretary, any Assistant Secretary, or the Treasurer may appoint Attorneys in Fact or Agents who shall have authority to issue bonds, policies or undertakings in the name of the Company. The corporate seal is not necessary for the validity of any bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation. The signature of any such officer and the corporate seal may be printed by facsimile."

IN WITNESS WHEREOF, the **RLI Insurance Company** and/or **Contractors Bonding and Insurance Company**, as applicable, have caused these presents to be executed by its respective Vice President with its corporate seal affixed this 12th day of September, 2022.

RLI Insurance Company
Contractors Bonding and Insurance Company

By: B. W. Davis

Barton W. Davis

Vice President

State of Illinois

County of Peoria

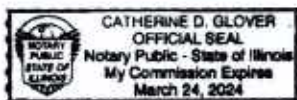
} SS

On this 12th day of September, 2022, before me, a Notary Public, personally appeared Barton W. Davis, who being by me duly sworn, acknowledged that he signed the above Power of Attorney as the aforesaid officer of the **RLI Insurance Company** and/or **Contractors Bonding and Insurance Company** and acknowledged said instrument to be the voluntary act and deed of said corporation.

By: Catherine D. Glover

Catherine D. Glover

Notary Public



CERTIFICATE

I, the undersigned officer of **RLI Insurance Company** and/or **Contractors Bonding and Insurance Company**, do hereby certify that the attached Power of Attorney is in full force and effect and is irrevocable; and furthermore, that the Resolution of the Company as set forth in the Power of Attorney, is now in force. In testimony whereof, I have hereunto set my hand and the seal of the **RLI Insurance Company** and/or **Contractors Bonding and Insurance Company** this 22nd day of April, 2025.

RLI Insurance Company
Contractors Bonding and Insurance Company

By: Jeffrey D. Fick

Jeffrey D. Fick

Corporate Secretary

7. All documents set forth in the Bidders Checklist. Communications concerning this Bid shall be addressed in writing to:

Garret Wyckoff
City of Rome
198 Washington St., Rome NY, 13440
315-339-7644
gwyckoff@romecitygov.com

8. Terms used in this Bid will have the meanings indicated in the Instructions.

SUBMITTED on APRIL 24TH 2025

CONTRACTOR Cheryl A. Haver
(Signature of Authorized Representative)

CHERYL A. HAVER
(Print Name)

PRESIDENT
(Title)

BIDDER INFORMATION SHEET

NAME OF BIDDER: * W. HAVER EXCAVATING CO., INC.

ADDRESS: PO Box 287 POUNDS, NY 13431

PHONE NUMBER: (315) 725-9127

TYPE OF ENTITY: CORPORATION ☒ PARTNERSHIP ☐ INDIVIDUAL ☐

IF A NONPUBLICLY OWNED CORPORATION:

NAME OF CORPORATION: W. HAVER EXCAVATING CO., INC

LIST OF PRINCIPAL STOCKHOLDERS (HOLDING OVER 5% OF OUTSTANDING SHARES):

CHERYL A. HAVER 51%

THOMAS P. HAVER 49%

LIST OF OFFICERS: PRESIDENT CHERYL A. HAVER

VICE PRESIDENT THOMAS P. HAVER

LIST OF DIRECTORS: N/A

DATE OF ORGANIZATION: 1993

IF A PARTNERSHIP:

PARTNERS: _____

NAME OF PARTNERSHIP: _____

DATE OF ORGANIZATION: _____

* IF THE BUSINESS IS CONDUCTED UNDER AN ASSUMED NAME, A COPY OF THE CERTIFICATE REQUIRED TO BE FILED UNDER THE NEW YORK GENERAL BUSINESS LAW MUST BE ATTACHED.

CERTIFIED COPY OF RESOLUTION OF BOARD OF DIRECTORS

W. HAVER EXCAVATING CO., INC

(NAME OF CORPORATION)

"Resolved that CHERYL A. HAVER PRESIDENT
(Person Authorized to Sign) (Title)

of W. HAVER EXCAVATING CO., INC authorized to sign and submit Bid for this corporation for
(Name of Corporation)

the following project:

CITY OF ROME DISASTER RECOVERY PROJECT: 667046 - LINK RD CULVERT REPLACEMENT

and to include in such bid the certificate as to non collusion, and for any inaccuracies or misstatements in such certificate this corporate Bidder shall be liable under the penalties of perjury.

The foregoing is true and correct copy of resolution adopted by:

W. HAVER EXCAVATING CO., INC.

(NAME OF CORPORATION)

At meeting of its Board of Directors held on the 23rd day of APRIL 20 25

By CHERYL A. HAVER

Title PRESIDENT

(SEAL)

The above form must be completed if the Bidder is a corporation

**NON-COLLUSIVE BIDDING CERTIFICATION REQUIRED BY
SECTION 139-D OF THE STATE FINANCE LAW**

SECTION 139-D, Statement of Non-Collusion in bids to the State:

BY SUBMISSION OF THIS BID, BIDDER AND EACH PERSON SIGNING ON BEHALF OF BIDDER CERTIFIES, AND IN THE CASE OF JOINT BID, EACH PARTY THERETO CERTIFIES AS TO ITS OWN ORGANIZATION, UNDER PENALTY OF PERJURY, THAT TO THE BEST OF HIS/HER KNOWLEDGE AND BELIEF:

[1] The prices of this bid have been arrived at independently, without collusion, consultation, communication, or agreement, for the purposes of restricting competition, as to any matter relating to such prices with any other Bidder or with any competitor;

[2] Unless otherwise required by law, the prices which have been quoted in this bid have not been knowingly disclosed by the Bidder and will not knowingly be disclosed by the Bidder prior to opening, directly or indirectly, to any other Bidder or to any competitor; and

[3] No attempt has been made or will be made by the Bidder to induce any other person, partnership or corporation to submit or not to submit a bid for the purpose of restricting competition.

A BID SHALL NOT BE CONSIDERED FOR AWARD NOR SHALL ANY AWARD BE MADE WHERE [1], [2], [3] ABOVE HAVE NOT BEEN COMPLIED WITH; PROVIDED HOWEVER, THAT IF IN ANY CASE THE BIDDER(S) CANNOT MAKE THE FOREGOING CERTIFICATION, THE BIDDER SHALL SO STATE AND SHALL FURNISH BELOW A SIGNED STATEMENT WHICH SETS FORTH IN DETAIL THE REASONS THEREFORE:

[AFFIX ADDENDUM TO THIS PAGE IF SPACE IS REQUIRED FOR
STATEMENT.]

Subscribed to under penalty of perjury under the laws of the State of New York, this
23rd day of April, 20 25 as the act and deed of said corporation of partnership.

IF BIDDER(S) (ARE) A PARTNERSHIP, COMPLETE THE FOLLOWING:

NAMES OF PARTNERS OR PRINCIPALS

LEGAL RESIDENCE

IF BIDDER(S) (ARE) A CORPORATION, COMPLETE THE FOLLOWING:

NAME

LEGAL RESIDENCE

CHERYL A. HAVER

57 COLD BROOK ST POLAND, NY 13431

President:

THOMAS P. HAVER

17 HAVER LN POLAND, NY 13431

Secretary:

Treasurer:

President:

Secretary:

Treasurer:

Identifying Data

Potential Contractor W. HAVER EXCAVATING CO., INC

Address 57 COLD BROOK ST.
Street
POUGHKEEPS, NY 12601
City, Town, etc.

Telephone 315-725-9127 Title _____

If applicable, Responsible Corporate Officer

Name CHERYL A. HAVER Title PRESIDENT

Signature Cheryl A. Haver

Joint or combined bids by companies or firms must be certified on behalf of each participant.

Legal name of person, firm or corporation

Legal name of person, firm or corporation

By _____
Name

By _____
Name

Title

Title

Address _____
Street

Address _____
Street

City State

City State

DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY

RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT

ITEM NUMBER	ESTIMATED QUANTITY	ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE		AMOUNT BID	
			DOLLARS	CENTS	DOLLARS	CENTS
201.06	1	CLEARING AND GRUBBING (LARGE AREA) <i>four thousand eight hundred dollars</i> PER LUMP SUM	<i>\$4,800</i>	<i>.00</i>	<i>\$4,800</i>	<i>.00</i>
203.02	40	UNCLASSIFIED EXCAVATION <i>Thirty five dollars</i> PER CUBIC YARD	<i>\$35</i>	<i>.00</i>	<i>\$1,400</i>	<i>.00</i>
203.03	831	EMBANKMENT IN PLACE <i>Thirty five dollars</i> PER CUBIC YARD	<i>\$35</i>	<i>.00</i>	<i>\$29,085</i>	<i>.00</i>
203.21	175	SELECT STRUCTURE FILL <i>fifty dollars</i> PER CUBIC YARD	<i>\$50</i>	<i>.00</i>	<i>\$8,750</i>	<i>.00</i>
203.24010017	12	SHOULDER BACKUP MATERIAL <i>one hundred dollars</i> PER CUBIC YARD	<i>\$100</i>	<i>.00</i>	<i>\$1,200</i>	<i>.00</i>

**DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY**

RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT

ITEM NUMBER	ESTIMATED QUANTITY	ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE		AMOUNT BID	
			DOLLARS	CENTS	DOLLARS	CENTS
206.01	1960	STRUCTURE EXCAVATION <i>thirty five dollars</i> PER CUBIC YARD	<i>\$35</i>	<i>.00</i>	<i>\$68,600</i>	<i>.00</i>
206.0201	133	TRENCH AND CULVERT EXCAVATION <i>forty dollars</i> PER CUBIC YARD	<i>\$40</i>	<i>.00</i>	<i>\$5,320</i>	<i>.00</i>
209.1003	214	SEED AND MULCH - TEMPORARY <i>eight dollars</i> <i>Square Yards</i> PER LINEAR FOOT	<i>\$8</i>	<i>.00</i>	<i>\$1,712</i>	<i>.00</i>
209.110103	1	CHECK DAM (DITCH BOTTOM WIDTH > 6' TO 10'), STONE-TEMPORARY <i>five hundred dollars</i> PER EACH	<i>\$500</i>	<i>.00</i>	<i>\$500</i>	<i>.00</i>
209.2301	300	SEDIMENT FILTER LOG-TEMPORARY, 12" <i>Twenty dollars</i> PER LINEAR FOOT	<i>\$20</i>	<i>.00</i>	<i>\$6,000</i>	<i>.00</i>

**DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY**

RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT

ITEM NUMBER	ESTIMATED QUANTITY	ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE		AMOUNT BID	
			DOLLARS	CENTS	DOLLARS	CENTS
304.12	145	SUBBASE COURSE, TYPE 2 <i>eighty five dollars</i> PER CUBIC YARD	\$65.00		\$9,425.00	
402.098204	32	9.5 F2 TOP COURSE HMA, 80 SERIES COMPACTION <i>one hundred seventy dollars</i> PER TON	\$170.00		\$5,440.00	
402.198904	53	19 F9 BINDER COURSE HMA, 80 SERIES COMPACTION <i>one hundred fifty dollars</i> PER TON	\$150.00		\$7,950.00	
402.378904	88	37.5 F9 BASE COURSE HMA, 80 SERIES COMPACTION <i>one hundred fifty dollars</i> PER TON	\$150.00		\$13,200.00	
407.0103	31	TACK COAT (STRAIGHT) <i>six dollars</i> PER GALLON	\$6.00		\$186.00	

**DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY**

RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT

ITEM NUMBER	ESTIMATED QUANTITY	ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE		AMOUNT BID	
			DOLLARS	CENTS	DOLLARS	CENTS
553.020001	2	COFFERDAMS (TYPE 2) <i>eight thousand five hundred dollars</i> PER EACH	<i>\$8500.00</i>		<i>\$17,000.00</i>	
553.030001	1	TEMPORARY WATERWAY DIVERSION STRUCTURE <i>nine thousand two hundred fifty dollars</i> PER EACH	<i>\$9250.00</i>		<i>\$9250.00</i>	
603.59060016	41	LONG-SPAN CORRUGATED STRUCTURAL PLATE STRUCTURE - ALUMINUM (#72 BOX) <i>one hundred fifty eight thousand eight hundred seventy five dollars</i> PER LINEAR FOOT	<i>\$3,875.00</i>		<i>\$158,875.00</i>	
606.10	260	BOX BEAM GUIDE RAILING <i>fifty dollars</i> PER LINEAR FOOT	<i>\$60.00</i>		<i>\$15,600.00</i>	
606.120101	2	BOX BEAM END PIECE <i>seven hundred twenty five dollars</i> PER EACH	<i>\$725.00</i>		<i>\$1,450.00</i>	

**DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY**

RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT

ITEM NUMBER	ESTIMATED QUANTITY	ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE		AMOUNT BID	
			DOLLARS	CENTS	DOLLARS	CENTS
606.120201	2	BOX BEAM GUIDE RAILING TYPE II END SECTION <i>twenty five hundred dollars</i> PER EACH	<i>\$2500.00</i>		<i>\$5000.00</i>	
610.1605	214	TURF ESTABLISHMENT - PERFORMANCE <i>Twenty dollars</i> PER SQUARE YARD	<i>\$20.00</i>		<i>\$4,280.00</i>	
619.01	1	BASIC WORK ZONE TRAFFIC CONTROL <i>seventeen thousand dollars</i> PER LUMP SUM	<i>\$17,000.00</i>		<i>\$17,000.00</i>	
619.04	12	TYPE III CONSTRUCTION BARRICADES <i>one hundred ten dollars</i> PER EACH	<i>\$110.00</i>		<i>\$1,320.00</i>	
619.1711	48	TEMPORARY POSITIVE BARRIER - CATEGORY 1 (PINNING PROHIBITED) <i>thirty dollars</i> PER LINEAR FOOT	<i>\$30.00</i>		<i>\$1,440.00</i>	

DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY

RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT

ITEM NUMBER	ESTIMATED QUANTITY	ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE		AMOUNT BID	
			DOLLARS	CENTS	DOLLARS	CENTS
619.1719	4	WARNING LIGHTS ON TEMPORARY POSITIVE BARRIERS <i>one hundred dollars</i> PER EACH	\$100.00		\$400.00	
620.02	14	STONE FILLING - FINE <i>one hundred forty dollars</i> PER CUBIC YARD	\$140.00		\$1,960.00	
620.05	307	STONE FILLING - HEAVY <i>one hundred fifty dollars</i> PER CUBIC YARD	\$150.00		\$46,050.00	
620.0802	117	BEDDING MATERIAL - TYPE 2 <i>one hundred ten dollars</i> PER CUBIC YARD	\$110.00		\$12,870.00	
620.29110009	273	NEW (IMPORTED) STREAM BED MATERIAL (B) <i>one hundred twenty five dollars</i> PER CUBIC YARD	\$125.00		\$34,125.00	

**DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY**

RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT

ITEM NUMBER	ESTIMATED QUANTITY	ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE		AMOUNT BID	
			DOLLARS	CENTS	DOLLARS	CENTS
621.51000015	30	GRADING CLEANING AND RESHAPING EXISTING DITCHES <i>one hundred dollars</i> PER LINEAR FOOT	<i>\$100.00</i>		<i>\$3,000.00</i>	
625.01	1	SURVEY OPERATIONS <i>four thousand dollars</i> PER LUMP SUM	<i>\$4,000.00</i>		<i>\$4,000.00</i>	
627.50140008	72	CUTTING PAVEMENT <i>two dollars fifty cents</i> PER LINEAR FOOT	<i>\$2.50</i>		<i>\$180.00</i>	
640.10	202	WHITE PAINT REFLECTORIZED PAVEMENT STRIPES - 15 MILS <i>five dollars</i> PER LINEAR FOOT	<i>\$5.00</i>		<i>\$1,010.00</i>	
640.11	246	YELLOW PAINT REFLECTORIZED PAVEMENT STRIPES - 15 MILS <i>five dollar</i> PER LINEAR FOOT	<i>5.00</i>		<i>\$1,230.00</i>	

DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY

RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT

ITEM NUMBER	ESTIMATED QUANTITY	ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE		AMOUNT BID	
			DOLLARS	CENTS	DOLLARS	CENTS
646.22	4	DELINEATOR, SNOWPLOWING MARKER, SUPPLEMENTARY SNOWPLOWING MARKER PANELS <i>Fifteen dollars</i> PER EACH		15.00	\$ 60.00	
646.32	4	STEEL POST, (X=1.1 LB/FT PR 2.0 LB/FT) <i>Three hundred dollars</i> PER EACH		\$ 300.00	\$ 1,200.00	
697.03	29000	FIELD CHANGE PAYMENT (FCP) PER DOLLAR CENT	\$ 1.00	00	\$ 29,000.00	00
698.04	217	ASPHALT PRICE ADJUSTMENT (LUMP SUM) [CALCULATED IN ESTIMATOR] PER DOLLAR CENT	\$ 1.00	00	\$ 217.00	00

DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY
RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT

BROUGHT FORWARD 9530,085.00

ITEM NUMBER	ESTIMATED QUANTITY	ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE		AMOUNT BID	
			DOLLARS	CENTS	DOLLARS	CENTS
699.040001	1	MOBILIZATION MUST NOT EXCEED 4% OF SUBTOTAL SHOWN ABOVE. SEE SPECIFICATION FOR THIS ITEM. FOR LUMP SUM	915,500.00		915,500.00	
SHARE 1 TOTAL OR GROSS SUM WRITTEN IN WORDS: <i>five hundred forty five thousand five hundred eighty five dollars.</i>			545,585.00			

CERTIFICATION OF COMPLAINEE IRAN DIVESTMENT ACT

As a result of the Iran Divestment Act of 2012 (Act), Chapter 1 of the 2012 Laws of New York, a new provision has been added to the State Finance Law (SFL), § 165-a, effective April 12, 2012. Under the Act, the Commissioner of the Office of General Services (OGS) will be developing a list (prohibited entities list) of "persons" who are engaged in "investment activities in Iran" (both are defined terms in the law). Pursuant to SFL § 165-a(3)(b), the initial list is expected to be issued no later than 120 days after the Act's effective date, at which time it will be posted on the OGS website.

By submitting a bid in response to this solicitation or by assuming the responsibility of a Contract awarded hereunder, each Bidder/Contractor, any person signing on behalf of the Bidder/Contractor and any assignee or subcontractor and, in the case of a joint bid, each party thereto, certifies, under penalty of perjury, that once the Prohibited Entities List is posted on the OGS website, that to the best of its knowledge and belief, that each Bidder/Contractor and any subcontractor or assignee is not identified on the Prohibited Entities List created pursuant to SFL § 165-a(3)(b).

Additionally, Bidder/Contractor is advised that once the Prohibited Entities List is posted on the OGS website, any Contractor seeking to renew or extend a Contract or assume the responsibility of a Contract awarded in response to this solicitation, must certify at the time the Contract is renewed, extended or assigned that it is not included on the Prohibited Entities List.

During the term of the Contract, should the Municipality receive information that a Bidder/Contractor is in violation of the above-referenced certification, the Municipality will offer the person or entity an opportunity to respond. If the person or entity fails to demonstrate that it has ceased its engagement in the investment which is in violation of the Act within 90 days after the determination of such violation, then the Municipality shall take such action as may be appropriate including, but not limited to, imposing sanctions, seeking compliance, recovering damages, or declaring the Bidder/Contractor in default.

The Municipality reserves the right to reject any bid or request for assignment for a Bidder/Contractor that appears on the Prohibited Entities List prior to the award of a contract, and to pursue a responsibility review with respect to any Bidder/Contractor that is awarded a contract and subsequently appears on the Prohibited Entities List.

I CHERYL A. HAVEN, being duly sworn, deposes and says that he/she is the PRESIDENT of W. HAVEN ACCOUNTING CO., INC and neither the Bidder/Contractor nor any proposed subcontractor is identified on the Prohibited Entities List.

Cheryl A. Haven

Signed

SWORN to before me this

22nd day of April

2025

Notary Public:

Melissa A. Powers

MELISSA A. POWERS
Notary Public, State of New York
Qualified in Herkimer County
Reg. No. #01P05040598
My Commission Expires March 28, 2027

**AUTHORIZATION DIRECTING STATE AGENCIES AND
AUTHORITIES TO DIVEST PUBLIC FUNDS SUPPORTING RUSSIA**

- A. By submission of this bid, each bidder and each person signing on behalf of any bidder certifies, and in the case of a joint bid, each party thereto certifies as to its own organization, under Executive Order of the State of New York, to divest their money and assets from any investment, to terminate any contract with an institution or company, that is determined to be a Russian or supporting entity and to refrain from entering new contracts or making any investments in such entities in the future,
- B. A bid shall not be considered for award, nor shall any award be made where the condition set forth in Paragraph A above has not been complied with; provided, however, that in any case the bidder cannot make the forgoing certification set forth in Paragraph A above, the bidder shall so state and shall furnish with the bid a signed statement which sets forth in detail the reasons therefore. Where Paragraph A above cannot be complied with, the Finance Department to the political subdivision, public department, agency or official thereof to which the bid is made, or his designee, may award a bid, on a case by case business under the following circumstances:
1. The investment activities in Russia were made before February 27, 2022, the investment activities in Russia have not been expanded or renewed after February 27, 2022, and the Bidder has adopted, publicized and is implementing a formal plan to cease the investment activities in Russia and to refrain from engaging in any new investments in Russia; or
 2. The political subdivision makes a determination that the goods or services are necessary for the political subdivision to perform its function and that, absent such an exemption, the political subdivision would be unable to obtain the goods or services for which the contract is offered. Such determination shall be made in writing and shall be a public document.

CHERYL A. HAVER

Printed Name

Cheryl A. Haver

Signature

W. HAVER EXCAVATING CO., INC.

Company Name

04/23/25

Date

SEXUAL HARASSMENT PREVENTION CERTIFICATION FOR CONSTRUCTION CONTRACT BIDS
(Per NYSDOT EB 18-047, signed 12/20/2018)

By submission of this bid, each bidder and each person signing on behalf of any bidder certifies, and in the case of a joint bid each party thereto certifies as to its own organization, under penalty of perjury, that the bidder has and has implemented a written policy addressing sexual harassment prevention in the workplace and provides annual sexual harassment prevention training to all of its employees. Such policy shall, at a minimum, meet the requirements of section two hundred one-g of the New York State Labor Law.

I Cheryl Haver, being duly sworn, deposes and says that he/she is the
President of W. Haver Excavating Co Inc. and certify

W. Haver Excavating Co Inc. is compliance with maintaining a written policy addressing sexual harassment prevention in the workplace and providing annual sexual harassment prevention training to all their employees.

SWORN to before me this

22nd day of April

2025

Notary Public:

Melissa A. Powers

MELISSA A. POWERS
Notary Public, State of New York
Qualified in Herkimer County
Reg. No. #01P05040598
My Commission Expires March 20, 2027

**DISADVANTAGED/MINORITY/WOMENS BUSINESS ENTERPRISE (D/M/WBE)
UTILIZATION GOALS**

Please refer to the Contract Provisions within this Project Manual.

The DBE goal for this project is: 5%
The MBE Goal for this Project is 0%
The WBE Goal for this Project is 0%
There are no SDVOB goals for this project.

The Bidder shall designate and enter below the name of the Minority/Women's Business Enterprise Officer who will have the responsibility for the /M/WBE Utilization.

Bidder Designated M/WBE Officer

CHERYL A. HAVER
(Name)
PRESIDENT
(Title)
(313) 939-0368

Telephone Number

RETURN THIS PAGE WITH BID

NEW YORK STATE VENDOR RESPONSIBILITY QUESTIONNAIRE FOR-PROFIT CONSTRUCTION (CCA-2)

Certification

The undersigned: (1) recognizes that this questionnaire is submitted for the express purpose of assisting New York State government entities (including the Office of the State Comptroller (OSC)) in making responsibility determinations regarding award or approval of a contract or subcontract and that such government entities will rely on information disclosed in the questionnaire in making responsibility determinations; (2) acknowledges that the New York State government entities and OSC may, in their discretion, by means which they may choose, verify the truth and accuracy of all statements made herein; and (3) acknowledges that intentional submission of false or misleading information may result in criminal penalties under State and/or Federal Law, as well as a finding of non-responsibility, contract suspension or contract termination.

The undersigned certifies that he/she:

- is knowledgeable about the submitting Business Entity's business and operations;
- has read and understands all of the questions contained in the questionnaire;
- has not altered the content of the questionnaire in any manner;
- has reviewed and/or supplied full and complete responses to each question;
- to the best of his/her knowledge, information and belief, confirms that the Business Entity's responses are true, accurate and complete, including all attachments, if applicable;
- understands that New York State government entities will rely on the information disclosed in the questionnaire when entering into a contract with the Business Entity; and
- is under an obligation to update the information provided herein to include any material changes to the Business Entity's responses at the time of bid/proposal submission through the contract award notification, and may be required to update the information at the request of the New York State government entities or OSC prior to the award and/or approval of a contract, or during the term of the contract.

Signature of Owner/Official



Printed Name of Signatory

CHERYL A. HAUER

Title

PRESIDENT

Name of Business

W. HAUER EXCAVATING CO., INC.

Address

PO BOX 287

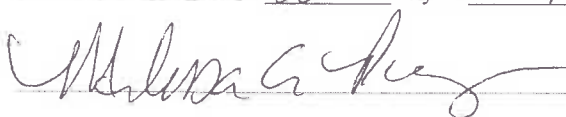
City, State, Zip

POUNDS, NY 13431

Sworn to before me this

22nd

day of

April
, 20 25


Notary Public

MELISSA A. POWERS
Notary Public, State of New York
Qualified in Herkimer County
Reg. No. #01P05040598
My Commission Expires March 20, 2029

NEW YORK STATE VENDOR RESPONSIBILITY QUESTIONNAIRE FOR-PROFIT CONSTRUCTION (CCA-2)

You have selected the For-Profit Construction questionnaire, commonly known as the "CCA-2," which may be printed and completed in this format or, **for your convenience, may be completed online using the New York State VendRep System.**

COMPLETION & CERTIFICATION

The person(s) completing the questionnaire must be knowledgeable about the vendor's business and operations. An owner or official must certify the questionnaire and the signature must be notarized.

NEW YORK STATE VENDOR IDENTIFICATION NUMBER (VENDOR ID)

The Vendor ID is a ten-digit identifier issued by New York State when the vendor is registered on the Statewide Vendor File. This number must now be included on the questionnaire. If the business entity has not obtained a Vendor ID, contact the IT Service Desk at ITServiceDesk@osc.state.ny.us or call 866-370-4672.

DEFINITIONS

All underlined terms are defined in the "New York State Vendor Responsibility Definitions List," found at <http://www.osc.state.ny.us/vendrep/documents/questionnaire/definitions.pdf>. These terms may not have their ordinary, common or traditional meanings. Each vendor is strongly encouraged to read the respective definitions for any and all underlined terms. By submitting this questionnaire, the vendor agrees to be bound by the terms as defined in the "New York State Vendor Responsibility Definitions List" existing at the time of certification.

RESPONSES

Every question must be answered. Each response must provide all relevant information which can be obtained within the limits of the law. However, information regarding a determination or finding made in error which was subsequently corrected or overturned, and/or was withdrawn by the issuing government entity, is not required. Individuals and Sole Proprietors may use a Social Security Number but are encouraged to obtain and use a federal Employer Identification Number (EIN).

NEW YORK STATE VENDOR RESPONSIBILITY QUESTIONNAIRE FOR-PROFIT CONSTRUCTION (CCA-2)

BUSINESS ENTITY INFORMATION				
Legal Business Name W. HAVER EXCAVATING CO., INC			EIN 16-1436124	
Address of the Principal Place of Business (street, city, state, zip code) 57 COLD BROOK ST PO BOX 287 POLAND, NY 13431			New York State Vendor Identification Number	
			Telephone 315-725-9129	Fax 315-826-5222
			Website	
Authorized Contact for this Questionnaire				
Name CHERYL A. HAVER			Telephone 315-939-0368	Fax
Title PRESIDENT			Email Thaver1234@gmail.com	
Additional Business Entity Identities: If applicable, list any other <u>DBA</u> , <u>Trade Name</u> , <u>Former Name</u> , <u>Other Identity</u> , or <u>EIN</u> used in the last five (5) years, the state or county where filed and the status (active or inactive).				
Type	Name	EIN	State or County where filed	Status

I. BUSINESS CHARACTERISTICS			
1.0 <u>Business Entity</u> Type – Check appropriate box and provide additional information:			
a) ☒ <u>Corporation</u> (including PC)	Date of Incorporation APRIL 1993		
b) ☐ <u>Limited Liability Company</u> (LLC or PLLC)	Date Organized		
c) ☐ <u>Limited Liability Partnership</u>	Date of Registration		
d) ☐ <u>Limited Partnership</u>	Date Established		
e) ☐ <u>General Partnership</u>	Date Established	County (if formed in NYS)	
f) ☐ <u>Sole Proprietor</u>	How many years in business?		
g) ☐ Other	Date Established		
If Other, explain:			
1.1 Was the <u>Business Entity</u> formed in New York State?			☒ Yes ☐ No
If "No," indicate jurisdiction where the <u>Business Entity</u> was formed:			
☐ United States	State		
☐ Other	Country		

NEW YORK STATE VENDOR RESPONSIBILITY QUESTIONNAIRE FOR-PROFIT CONSTRUCTION (CCA-2)

I. BUSINESS CHARACTERISTICS			
1.2 Is the <u>Legal Business Entity</u> publicly traded?			☐ Yes ☒ No
If "Yes," provide the <u>CIK code</u> or Ticker Symbol:			
1.3 Is the <u>Business Entity</u> currently <u>registered to do business in New York State</u> ?			☒ Yes ☐ No
<i>Note: Select "Not Required" if the Business Entity is a Sole Proprietor or General Partnership</i>			☐ Not Required
If "No," explain why the <u>Business Entity</u> is not required to be <u>registered to do business in New York State</u> :			
1.4 Is the responding <u>Business Entity</u> a <u>Joint Venture</u> ? Note: If the submitting <u>Business Entity</u> is a <u>Joint Venture</u> , also submit a separate questionnaire for each <u>Business Entity</u> comprising the <u>Joint Venture</u> .			☐ Yes ☒ No
1.5 If the <u>Business Entity's Principal Place of Business</u> is not in New York State, does the <u>Business Entity</u> maintain an office in New York State? (Select "N/A" if <u>Principal Place of Business</u> is in New York State.)			☐ Yes ☐ No ☒ N/A
If "Yes," provide the address and telephone number for one office located in New York State:			
1.6 Is the Business Entity a New York State certified <u>Minority-Owned Business Enterprise</u> , or <u>Women-Owned Business Enterprise</u> , or <u>New York State Small Business</u> , or federally certified <u>Disadvantaged Business Enterprise</u> ?			☒ Yes ☐ No
If "Yes," check all that apply: ☐ New York State certified <u>Minority-Owned Business Enterprise</u> (MBE) ☐ New York State certified <u>Women-Owned Business Enterprise</u> (WBE) ☒ <u>New York State Small Business</u> ☐ Federally certified <u>Disadvantaged Business Enterprise</u> (DBE)			
1.7 Identify each person or business entity that is, or has been within the past five (5) years, <u>Principal Owner</u> of 5.0% or more of the firm's shares; a <u>Business Entity Official</u> ; or one of the five largest shareholders, if applicable. (Attach additional pages if necessary.) <u>Joint Ventures</u> : Provide information for all firms involved.			
Name (For each person, include middle initial)	Title	Percentage of ownership (Enter 0%, if not applicable)	Employment status with the firm
CHERYL A. HAVER	PRESIDENT	51%	☒ Current ☐ Former
THOMAS P. HAVER	VICE PRESIDENT	49%	☒ Current ☐ Former
			☐ Current ☐ Former
			☐ Current ☐ Former

NEW YORK STATE VENDOR RESPONSIBILITY QUESTIONNAIRE FOR-PROFIT CONSTRUCTION (CCA-2)

II. AFFILIATE and JOINT VENTURE RELATIONSHIPS		
2.0 Are there any other <u>construction</u> -related firms in which, now or in the past five years, the submitting <u>Business Entity</u> or any of the individuals or business entities listed in question 1.7 either owned or owns 5.0% or more of the shares of, or was or is one of the five largest shareholders or a director, officer, partner or proprietor of said other firm? <i>(Attach additional pages if necessary.)</i>		☐ Yes ☒ No
Firm/Company Name	Firm/Company EIN (If available)	Firm/Company's Primary Business Activity
Firm/Company Address		
Explain relationship with the firm and indicate percent of ownership, if applicable (enter N/A, if not applicable):		
Are there any shareholders, directors, officers, owners, partners or proprietors that the submitting <u>Business Entity</u> has in common with this firm?		☐ Yes ☐ No
Individual's Name <i>(Include middle initial)</i>	Position/Title with Firm/Company	
2.1 Does the <u>Business Entity</u> have any <u>construction</u> -related <u>affiliates</u> not identified in the response to question 2.0 above? <i>(Attach additional pages if necessary.)</i>		☐ Yes ☒ No
Affiliate Name	Affiliate EIN (If available)	Affiliate's Primary Business Activity
Affiliate Address		
Explain relationship with the affiliate and indicate percent of ownership, if applicable (enter N/A, if not applicable):		
Are there any shareholders, directors, officers, owners, partners or proprietors that the submitting <u>Business Entity</u> has in common with this affiliate?		☐ Yes ☐ No
Individual's Name <i>(Include middle initial)</i>	Position/Title with Firm/Company	
2.2 Has the <u>Business Entity</u> participated in any <u>construction</u> -related <u>Joint Ventures</u> within the past three (3) years? <i>(Attach additional pages if necessary.)</i>		☐ Yes ☒ No
Joint Venture Name	Joint Venture EIN (If available)	Identify parties to the Joint Venture

NEW YORK STATE VENDOR RESPONSIBILITY QUESTIONNAIRE FOR-PROFIT CONSTRUCTION (CCA-2)

III. CONTRACT HISTORY

3.0 Has the Business Entity completed any construction contracts? ☒ Yes ☐ No

If "Yes," list the ten most recent construction contracts the Business Entity has completed using Attachment A – Completed Construction Contracts, found at www.osc.state.ny.us/vendrep/documents/questionnaire/ac3294s.doc.

If less than ten, include most recent subcontracts on projects up to that number.

3.1 Does the Business Entity currently have uncompleted construction contracts? ☐ Yes ☒ No

If "Yes," list all current uncompleted construction contracts by using Attachment B – Uncompleted Construction Contracts, found at www.osc.state.ny.us/vendrep/documents/questionnaire/ac3295s.doc.

Note: Ongoing projects must be included.

IV. INTEGRITY – CONTRACT BIDDING

Within the past five (5) years, has the Business Entity, an affiliate, or any predecessor company or entity:

4.0 Been suspended or debarred from any government contracting process or been disqualified on any government procurement? ☐ Yes ☒ No

4.1 Been subject to a denial or revocation of a government prequalification? ☐ Yes ☒ No

4.2 Had any bid rejected by a government entity for lack of qualifications, responsibility or because of the submission of an informal, non-responsive or incomplete bid? ☐ Yes ☒ No

4.3 Had a proposed subcontract rejected by a government entity for lack of qualifications, responsibility or because of the submission of an informal, non-responsive or incomplete bid? ☐ Yes ☒ No

4.4 Had a low bid rejected on a government contract for failure to make good faith efforts on any Minority-Owned Business Enterprise, Women-Owned Business Enterprise or Disadvantaged Business Enterprise goal or statutory affirmative action requirements on a previously held contract? ☐ Yes ☒ No

4.5 Agreed to a voluntary exclusion from bidding/contracting with a government entity? ☐ Yes ☒ No

4.6 Initiated a request to withdraw a bid submitted to a government entity or made any claim of an error on a bid submitted to a government entity? ☐ Yes ☒ No

For each "Yes," provide an explanation of the issue(s), the Business Entity involved, the relationship to the submitting Business Entity, the government entity involved, project(s), relevant dates, any remedial or corrective action(s) taken and the current status of the issue(s). Provide answer(s) below or attach additional sheets with numbered responses.

V. INTEGRITY – CONTRACT AWARD

Within the past five (5) years, has the Business Entity, an affiliate, or any predecessor company or entity:

5.0 Defaulted on or been suspended, cancelled or terminated for cause on any contract? ☐ Yes ☒ No

5.1 Been subject to an administrative proceeding or civil action seeking specific performance or restitution (except any disputed work proceeding) in connection with any government contract? ☐ Yes ☒ No

5.2 Entered into a formal monitoring agreement, consent decree or stipulation settlement as specified by, or agreed to with, any government entity? ☐ Yes ☒ No

5.3 Had its surety called upon to complete any contract whether government or private sector? ☐ Yes ☒ No

5.4 Forfeited all or part of a standby letter of credit in connection with any government contract? ☐ Yes ☒ No

NEW YORK STATE VENDOR RESPONSIBILITY QUESTIONNAIRE FOR-PROFIT CONSTRUCTION (CCA-2)

V. INTEGRITY – CONTRACT AWARD

Within the past five (5) years, has the Business Entity, an affiliate, or any predecessor company or entity:

For each "Yes," provide an explanation of the issue(s), the Business Entity involved, the relationship to the submitting Business Entity, the government entity/owners involved, project(s), contract number(s), relevant dates, any remedial or corrective action(s) taken and the current status of the issue(s). Provide answer(s) below or attach additional sheets with numbered responses.

VI. CERTIFICATIONS/LICENSES

Within the past five (5) years, has the Business Entity, an affiliate, or any predecessor company or entity:

6.0 Had a revocation or <u>suspension</u> of any business or professional permit and/or license?	☐ Yes ☒ No
--	---

6.1 Had a denial, decertification, revocation or forfeiture of New York State certification of <u>Minority-Owned Business Enterprise</u> , <u>Women-Owned Business Enterprise</u> or a federal certification of <u>Disadvantaged Business Enterprise</u> status, for other than a change of ownership?	☐ Yes ☒ No
--	---

For each "Yes," provide an explanation of the issue(s), the Business Entity involved, the relationship to the submitting Business Entity, the government entity involved, relevant dates, any remedial or corrective action(s) taken and the current status of the issue(s). Provide answer(s) below or attach additional sheets with numbered responses.

VII. LEGAL PROCEEDINGS/GOVERNMENT INVESTIGATIONS

Within the past five (5) years, has the Business Entity, an affiliate, or any predecessor company or entity:

7.0 Been the subject of a criminal <u>investigation</u> , whether open or closed, or an indictment for any business-related conduct constituting a crime under local, state or <u>federal</u> law?	☐ Yes ☒ No
--	---

7.1 Been the subject of: (i.) An indictment, grant of immunity, <u>judgment</u> or conviction (including entering into a plea bargain) for conduct constituting a crime; or (ii.) Any criminal <u>investigation</u>, felony indictment or conviction concerning the formation of, or any business association with, an allegedly false or fraudulent <u>Minority-Owned Business Enterprise</u>, <u>Women-Owned Business Enterprise</u>, or a <u>Disadvantaged Business Enterprise</u>?	☐ Yes ☒ No
---	---

7.2 Received any <u>OSHA</u> citation, which resulted in a final determination classified as <u>serious</u> or <u>willful</u> ?	☐ Yes ☒ No
---	---

7.3 Had a <u>government entity</u> find a willful prevailing wage or supplemental payment violation?	☐ Yes ☒ No
--	---

7.4 Had a New York State Labor Law violation deemed willful?	☐ Yes ☒ No
--	---

7.5 Entered into a consent order with the New York State Department of Environmental Conservation, or a <u>federal</u> , state or local government enforcement determination involving a violation of <u>federal</u> , state or local environmental laws?	☐ Yes ☒ No
---	---

NEW YORK STATE VENDOR RESPONSIBILITY QUESTIONNAIRE FOR-PROFIT CONSTRUCTION (CCA-2)

VII. LEGAL PROCEEDINGS/GOVERNMENT INVESTIGATIONS

Within the past five (5) years, has the Business Entity, an affiliate, or any predecessor company or entity:

7.6 Other than previously disclosed, been the subject of any citations, notices or violation orders; a pending administrative hearing, proceeding or determination of a violation of:

☐ Yes ☒ No

- Federal, state or local health laws, rules or regulations;
- Federal, state or local environmental laws, rules or regulations;
- Unemployment insurance or workers compensation coverage or claim requirements;
- Any labor law or regulation, which was deemed willful;
- Employee Retirement Income Security Act (ERISA);
- Federal, state or local human rights laws;
- Federal, state or local security laws?

For each "Yes," provide an explanation of the issue(s), the Business Entity involved, the relationship to the submitting Business Entity, the government entity involved, relevant dates, any remedial or corrective action(s) taken and the current status of the issue(s). Provide answer(s) below or attach additional sheets with numbered responses.

Note: Information regarding a determination or finding made in error, which was subsequently corrected or overturned, and/or was withdrawn by the issuing government entity, is not required.

VIII. LEADERSHIP INTEGRITY

If the Business Entity is a Joint Venture Entity, answer "N/A - Not Applicable" to questions in this section.

Within the past five (5) years has any individual previously identified or any individual currently or formerly having the authority to sign, execute or approve bids, proposals, contracts or supporting documentation on behalf of the Business Entity with any government entity been:

8.0 Sanctioned relative to any business or professional permit and/or license?

☐ Yes ☒ No
☐ N/A

8.1 Suspended, debarred or disqualified from any government contracting process?

☐ Yes ☒ No
☐ N/A

8.2 The subject of a criminal investigation, whether open or closed, or an indictment for any business-related conduct constituting a crime under local, state or federal law?

☐ Yes ☒ No
☐ N/A

8.3 Charged with a misdemeanor or felony, indicted, granted immunity, convicted of a crime or subject to a judgment for:

☐ Yes ☒ No
☐ N/A

- (i.) Any business-related activity, including but not limited to fraud, coercion, extortion, bribe or bribe-receiving, giving or accepting unlawful gratuities, immigration or tax fraud, racketeering, mail fraud, wire fraud, price-fixing or collusive bidding; or
- (ii.) Any crime, whether or not business-related, the underlying conduct of which related to truthfulness, including but not limited to the filing of false documents or false sworn statements, perjury or larceny

For each "Yes," provide an explanation of the issue(s), the individual involved, the relationship to the submitting Business Entity, the government entity involved, relevant dates, any remedial or corrective action(s) taken and the current status of the issue(s). Provide answer(s) below or attach additional sheets with numbered responses.

NEW YORK STATE VENDOR RESPONSIBILITY QUESTIONNAIRE FOR-PROFIT CONSTRUCTION (CCA-2)

IX. FINANCIAL AND ORGANIZATIONAL CAPACITY

9.0 Within the past five (5) years, has the Business Entity or any affiliate received any formal unsatisfactory performance assessment(s) from any government entity on any contract? ☐ Yes ☒ No

If "Yes," provide an explanation of the issue(s), the Business Entity involved, the relationship to the submitting Business Entity, the government entity involved, relevant dates, any remedial or corrective action(s) taken and the current status of the issue(s). Provide answer below or attach additional sheets with numbered responses.

9.1 Within the past five (5) years, has the Business Entity or any affiliate had any liquidated damages assessed over \$25,000? ☐ Yes ☒ No

If "Yes," provide an explanation of the issue(s), the Business Entity involved, the relationship to the submitting Business Entity, relevant dates, the contracting party involved, the amount assessed and the current status of the issue(s). Provide answer below or attach additional sheets with numbered responses.

9.2 Within the past five (5) years, has the Business Entity or any affiliate had any liens, claims or judgments over \$25,000 filed against the Business Entity which remain undischarged or were unsatisfied for more than 90 days? (Note: Including but not limited to tax warrants or liens. Do not include UCC filings.) ☐ Yes ☒ No

If "Yes," provide an explanation of the issue(s), the Business Entity involved, the relationship to the submitting Business Entity, relevant dates, the Lien holder or Claimants' name(s), the amount of the lien(s) and the current status of the issue(s). Provide answer below or attach additional sheets with numbered responses.

9.3 In the last seven (7) years, has the Business Entity or any affiliate initiated or been the subject of any bankruptcy proceedings, whether or not closed, or is any bankruptcy proceeding pending? ☐ Yes ☒ No

If "Yes," provide the Business Entity involved, the relationship to the submitting Business Entity, the bankruptcy chapter number, the court name and the docket number. Indicate the current status of the proceedings as "Initiated," "Pending" or "Closed." Provide answer below or attach additional sheets with numbered responses.

9.4 What is the Business Entity's Bonding Capacity?

a. Single Project

b. Aggregate (All Projects)

9.5 List Business Entity's Gross Sales for the previous three (3) Fiscal Years:

1st Year (Indicate year)
Gross Sales

2nd Year (Indicate year)
Gross Sales

3rd Year (Indicate year)
Gross Sales

9.6 List Business Entity's Average Backlog for the previous three (3) fiscal years:
(Estimated total value of uncompleted work on outstanding contracts)

1st Year (Indicate year)
Amount

2nd Year (Indicate year)
Amount

3rd Year (Indicate year)
Amount

9.7 Attach Business Entity's most recent annual financial statement and accompanying notes or complete Attachment C - Financial Information, found at www.osc.state.ny.us/vendrep/documents/questionnaire/ac3296s.xls.
(This information must be attached.)

**NEW YORK STATE VENDOR RESPONSIBILITY QUESTIONNAIRE
FOR-PROFIT CONSTRUCTION (CCA-2)**

X. FREEDOM OF INFORMATION LAW (FOIL)

10.0 Indicate whether any information provided herein is believed to be exempt from disclosure under the Freedom of Information Law (FOIL).

☐ Yes ☒ No

Note: A determination of whether such information is exempt from FOIL will be made at the time of any request for disclosure under FOIL. Attach additional pages if necessary.

If "Yes," indicate the question number(s) and explain the basis for the claim.

BIDDER'S CHECKLIST

DR-4625 CITY OF ROME DISASTER RECOVERY LINK ROAD CULVERT REPLACEMENT CITY OF ROME, ONEIDA COUNTY

In order to submit a complete bid, Bidders must submit the following documents:

- Bid Form
- Certified Copy of resolution of Board
- Non Collusive Certification
- Bid Sheets - Link Road Culvert
- Bid Bond
- Affidavit of Workers Compensation
- Iran Divestment Act Certification
- Russia Divestment of Public Funds
- Sexual Harassment Prevention Certification
- D/M/WBE Utilization Goals
- NYS Uniform Contracting Questions

PLEASE DO NOT SUBMIT THE ENTIRE PROJECT MANUAL WITH YOUR BID. BIDDERS SHALL SUBMIT ALL DOCUMENTS PRESENTED IN THIS CHECKLIST ON SINGLE-SIDED SHEETS IN THE EXACT ORDER SHOWN. NO SUBSTITUTION OF FORMS WILL BE ALLOWED. ENTRIES MAY BE TYPED OR LEGIBLY HANDWRITTEN EXCEPT AS SPECIFICALLY NOTED.

BID FORM

PROJECT IDENTIFICATION: DR-4625NY City of Rome Disaster Recovery
Link Road Culvert Replacement
City of Rome, Oneida County

CONTRACT IDENTIFICATION: RFB-2025-002

THIS BID IS SUBMITTED TO: City of Rome

1. The undersigned BIDDER proposes and agrees, if this bid is accepted, to enter into an agreement with OWNER in the form included in the Contract Documents to perform and furnish all work as specified or indicated in the Contract Documents for the Bid Price and Bid Times indicated in this Bid and in accordance with the other terms and conditions of the Contract Documents

2. Bidder accepts all the terms and conditions of the Advertisement or Notice to Bidders and Instruction to Bidders, including without limitation those dealing with the disposition of Bid security. This Bid will remain subject to acceptance for forty-five (45) days after the Bid opening. Bidder will sign and deliver the required number of counterparts of the Agreement with the Bonds and other documents required by the Bidding Requirements within fifteen (15) days after the date of OWNER's Notice of Award

3. In submitting this Bid, BIDDER represents as more fully set forth in the Agreement, that:

a. BIDDER has examined and carefully studied the Bidding Documents and the following Addenda receipt of all which is hereby acknowledged: (List Addenda by Addendum Number and Date)

#1	4.8.25
#2	4.17.25

b. BIDDER has visited the site and become familiar with and is satisfied as to the general, local, and site conditions that may affect cost, progress, performance, and furnishing of the work.

c. BIDDER is familiar with and is satisfied as to all federal, state, and local Laws and Regulations that may affect cost, progress, performance, and furnishing of work.

d. BIDDER is aware of the general nature of work to be performed by OWNER and others at the site that relates to work for which this Bid is submitted as indicated in the Contract Documents

e. BIDDER has correlated the information known to BIDDER, information and observations obtained from visits to the site, reports and drawings identified in the Contract Documents and all

additional examinations, investigations, explorations, test, studies, and data with the Contract Documents

f. BIDDER has given ENGINEER written notice of all conflicts, errors, ambiguities or discrepancies that BIDDER has discovered in the Contract Documents and the written resolution thereof by ENGINEER is acceptable to BIDDER, and the Contract Documents are generally sufficient to indicate and convey understanding of all terms and conditions for performing and furnishing the Work for which this Bid is submitted.

g. This bid is genuine and not made in the interest of or on behalf of any undisclosed person, firm, or corporation and is not submitted in conformity with any agreement or rules of any group, association, organization, or corporation; BIDDER has not directly or indirectly induced or solicited any other BIDDER to submit a false or sham Bid; BIDDER has not solicited or induced any person, firm or corporation to refrain from bidding; and BIDDER has not sought by collusion to obtain for itself any advantage over any other BIDDER or over OWNER.

4. Bidder will complete the Work in accordance with the Contract Documents for the following Unit Bid price:

TOTAL BID LINK ROAD CULVERT REPLACEMENT:

Four hundred Sixty four Thousand (\$ 464,994.07)
(use words) nine hundred ninety four dollars (figures) 807/100

5. BIDDER agrees that the Work will be substantially completed and ready for final payment before the dates or within the number of calendar days indicated in the Agreement.

BIDDER accepts the provisions of the Agreement as to liquidated damages in the event of failure to complete the Work within the times specified in the Agreement.

6. The following documents are attached to and made a condition of this Bid:

April 8, 2025

AMENDMENT NO. 1
TO
RFB-2025-002

DR-4625NY CITY OF ROME DISASTER RECOVERY
LINK ROAD CULVERT REPLACEMENT

BID OPENING
APRIL 24 14, 2025 @ 11:0 AM AT ROME CITY HALL

NOTE: This amendment shall be attached to and become a part of the Proposal for RFB-2025-002 as outlined below:

1. **Question:** Due to difficulties in procuring raw materials for the Aluminum Box Culvert, can the requirements as outlined under NYSDOT Section 106-11, Buy America, be waived?

Response: In review of the proposed guidance from FEMA, as this project is classified as a *Public Assistance Grant Program*, specific clauses of the Buy American Clause can be waived. The City of Rome based upon this guidance is **waiving the Buy American Clause** as outlined under Section 106-11 of the NYSDOT specifications for Item 603.59060016, Long Span Corrugated Structural Plate Structure – Aluminum (#72 Box).

All Bidders **MUST** complete acknowledging receipt of this amendment and attached to their respective bids. If the Bidder fails to complete the 'Amendment Acknowledgement' below, his bid could be declared informal thereby delaying award of the contract.

PLEASE BE GOVERNED ACCORDINGLY WHEN SUBMITTING BIDS.

Company Name: James Bray Paving
Address: 9048 Bray Road Saugus NY 13456
Date: 4.27.25
Contact Name: Shelly Bray
Contact Signature: Shelly Bray



END ADDENDUM NO. 1

April 17, 2025

AMENDMENT NO. 2
TO
RFB-2025-002

DR-4625NY CITY OF ROME DISASTER RECOVERY
LINK ROAD CULVERT REPLACEMENT

BID OPENING
APRIL 24th, 2025 @ 11:00 AM AT ROME CITY HALL

NOTE: This amendment shall be attached to and become a part of the Proposal for **RFB-2025-002** as outlined below:

Clarification: On Contract Bid Sheets BS-2 (proposal page 21), for Item 209.1003 – Seed and Mulch – Temporary; the units should be **Square Yards** not Linear Foot. The estimated quantity is correct as noted at **214 Square Yards**.

Question: Do you have a detail for the temporary stone check dam on sheet 14?

Response: *Item 209.110103 - CHECK DAM (DITCH BOTTOM WIDTH > 6' TO 10'), STONE-TEMPORARY; should be constructed in accordance with NYSDOT Standard Sheet 209-02 https://www.dot.ny.gov/main/business-center/engineering/cadd-info/drawings/standard-sheets-us-repository/209-02_090117_E1.pdf*

Question: Do you have a limit of the clearing and grubbing; the bid form just says large area?

Response: *The limits of Item 201.06 should be the entire limits of the Temporary Easement. It should be noted the City of Rome has already cut any trees larger than 3" DBH in advance of construction however the contractor will need to dispose and grub of the remains.*

All Bidders **MUST** complete acknowledging receipt of this amendment and attached to their respective bids. If the Bidder fails to complete the 'Amendment Acknowledgement' below, his bid could be declared informal thereby delaying award of the contract.

PLEASE BE GOVERNED ACCORDINGLY WHEN SUBMITTING BIDS.

Company Name: James Bray Paving
Address: 9048 Bray Road Seneca NY 13456
Date: 4.24.25
Contact Name: Shelley Bray
Contact Signature: Shelley Bray



END ADDENDUM NO. 2

7. All documents set forth in the Bidders Checklist. Communications concerning this Bid shall be addressed in writing to:

Garret Wyckoff
City of Rome
198 Washington St., Rome NY, 13440
315-339-7644
gwyckoff@romecitygov.com

8. Terms used in this Bid will have the meanings indicated in the Instructions.

SUBMITTED on April 24, 2025 2025

CONTRACTOR James Bray Fawing
(Signature of Authorized Representative)

Shelley Bray
(Print Name)

CFO
(Title)

BIDDER INFORMATION SHEET

NAME OF BIDDER: * James Bray Paving

ADDRESS: 9048 Bray Road Saugus NY 13456

PHONE NUMBER: 315-724-2798

TYPE OF ENTITY: CORPORATION ☐ PARTNERSHIP ☐ INDIVIDUAL ☒

IF A NONPUBLICLY OWNED CORPORATION:

NAME OF CORPORATION: _____

LIST OF PRINCIPAL STOCKHOLDERS (HOLDING OVER 5% OF OUTSTANDING SHARES):

LIST OF OFFICERS: _____

LIST OF DIRECTORS: _____

DATE OF ORGANIZATION: 2017

IF A PARTNERSHIP:

PARTNERS: _____

NAME OF PARTNERSHIP: _____

DATE OF ORGANIZATION: _____

* IF THE BUSINESS IS CONDUCTED UNDER AN ASSUMED NAME, A COPY OF THE CERTIFICATE REQUIRED TO BE FILED UNDER THE NEW YORK GENERAL BUSINESS LAW MUST BE ATTACHED.

CERTIFIED COPY OF RESOLUTION OF BOARD OF DIRECTORS

(NAME OF CORPORATION)

“Resolved that _____
(Person Authorized to Sign) (Title)

of _____ authorized to sign and submit Bid for this corporation for
(Name of Corporation)

the following project:

and to include in such bid the certificate as to non collusion, and for any inaccuracies or misstatements in such certificate this corporate Bidder shall be liable under the penalties of perjury.

The foregoing is true and correct copy of resolution adopted by:

(NAME OF CORPORATION)

At meeting of its Board of Directors held on the _____ day of _____ 20____

By _____

Title _____

(SEAL)

The above form must be completed if the Bidder is a corporation

**NON-COLLUSIVE BIDDING CERTIFICATION REQUIRED BY
SECTION 139-D OF THE STATE FINANCE LAW**

SECTION 139-D, Statement of Non-Collusion in bids to the State:

BY SUBMISSION OF THIS BID, BIDDER AND EACH PERSON SIGNING ON BEHALF OF BIDDER CERTIFIES, AND IN THE CASE OF JOINT BID, EACH PARTY THERETO CERTIFIES AS TO ITS OWN ORGANIZATION, UNDER PENALTY OF PERJURY, THAT TO THE BEST OF HIS/HER KNOWLEDGE AND BELIEF:

[1] The prices of this bid have been arrived at independently, without collusion, consultation, communication, or agreement, for the purposes of restricting competition, as to any matter relating to such prices with any other Bidder or with any competitor;

[2] Unless otherwise required by law, the prices which have been quoted in this bid have not been knowingly disclosed by the Bidder and will not knowingly be disclosed by the Bidder prior to opening, directly or indirectly, to any other Bidder or to any competitor; and

[3] No attempt has been made or will be made by the Bidder to induce any other person, partnership or corporation to submit or not to submit a bid for the purpose of restricting competition.

A BID SHALL NOT BE CONSIDERED FOR AWARD NOR SHALL ANY AWARD BE MADE WHERE [1], [2], [3] ABOVE HAVE NOT BEEN COMPLIED WITH; PROVIDED HOWEVER, THAT IF IN ANY CASE THE BIDDER(S) CANNOT MAKE THE FOREGOING CERTIFICATION, THE BIDDER SHALL SO STATE AND SHALL FURNISH BELOW A SIGNED STATEMENT WHICH SETS FORTH IN DETAIL THE REASONS THEREFORE:

[AFFIX ADDENDUM TO THIS PAGE IF SPACE IS REQUIRED FOR STATEMENT.]

Subscribed to under penalty of perjury under the laws of the State of New York, this 24 day of April, 2025 as the act and deed of said corporation of partnership.

RUSSELL J. HAYES
Notary Public, State of New York
Reg. # 01HA6125771
Qualified in Oneida County
My Commission Expires April 25, 2028

4/24/2025

N/A

IF BIDDER(S) (ARE) A PARTNERSHIP, COMPLETE THE FOLLOWING:

NAMES OF PARTNERS OR PRINCIPALS

LEGAL RESIDENCE

IF BIDDER(S) (ARE) A CORPORATION, COMPLETE THE FOLLOWING:

NAME

LEGAL RESIDENCE

President:

Secretary:

Treasurer:

President:

Secretary:

Treasurer:

Identifying Data

Potential Contractor James Bray Paving
Address 9048 Bray Road
Street
Saugus, NV. 89456
City, Town, etc.
Telephone 315-724-2798 Title President

If applicable, Responsible Corporate Officer

Name _____ Title _____
Signature _____

Joint or combined bids by companies or firms must be certified on behalf of each participant.

Legal name of person, firm or corporation

Legal name of person, firm or corporation

By _____
Name

_____ Name

_____ Title

_____ Title

Address _____
Street

Address _____
Street

City _____ State _____

City _____ State _____

**DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY
RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT**

ITEM NUMBER	ESTIMATED QUANTITY	ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE		AMOUNT BID	
			DOLLARS	CENTS	DOLLARS	CENTS
201.06	1	CLEARING AND GRUBBING (LARGE AREA) Five Thousand dollars and zero cents PER LUMP SUM	5,000	00	5,000	00
203.02	40	UNCLASSIFIED EXCAVATION Forty dollars and zero cents PER CUBIC YARD	40	00	1,600	00
203.03	831	EMBANKMENT IN PLACE Forty dollars and zero cents PER CUBIC YARD	40	00	33,240	00
203.21	175	SELECT STRUCTURE FILL Thirty seven dollars and fifty cents PER CUBIC YARD	37	50	6,562	50
203.24010017	12	SHOULDER BACKUP MATERIAL Thirty dollars and zero cents PER CUBIC YARD	30	00	360	00

**DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY**

RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT

ITEM NUMBER	ESTIMATED QUANTITY	ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE		AMOUNT BID	
			DOLLARS	CENTS	DOLLARS	CENTS
206.01	1960	STRUCTURE EXCAVATION Fifty-one dollars and zero cents PER CUBIC YARD	51	00	99,960	00
206.0201	133	TRENCH AND CULVERT EXCAVATION Fifty-one dollars and zero cents PER CUBIC YARD	51	00	6,783	00
209.1003	214	SEED AND MULCH - TEMPORARY Five dollars and eighty-four cents PER LINEAR FOOT	5	84	1,249	79
209.110103	1	CHECK DAM (DITCH BOTTOM WIDTH > 6' TO 10'), STONE-TEMPORARY One Thousand two hundred dollars and zero cents PER EACH	1,200	00	1,200	00
209.2301	300	SEDIMENT FILTER LOG-TEMPORARY, 12" Two dollars and zero cents PER LINEAR FOOT	2	00	600	00

1259.76

**DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY
RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT**

ITEM NUMBER	ESTIMATED QUANTITY	ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE		AMOUNT BID	
			DOLLARS	CENTS	DOLLARS	CENTS
304.12	145	SUBBASE COURSE, TYPE 2 Forty-five dollars and zero cents PER CUBIC YARD	45	00	6,525	00
402.098204	32	9.5 F2 TOP COURSE HMA, 80 SERIES COMPACTION One hundred twenty-five dollars and zero cents PER TON	125	00	4,000	00
402.198904	53	19 F9 BINDER COURSE HMA, 80 SERIES COMPACTION One hundred twenty-five dollars and zero cents PER TON	125	00	6,625	00
402.378904	88	37.5 F9 BASE COURSE HMA, 80 SERIES COMPACTION One hundred twenty-five dollars and zero cents PER TON	125	00	11,000	00
407.0103	31	TACK COAT (STRAIGHT) Four dollars and fifty cents PER GALLON	4	50	139	50

**DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY
RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT**

ITEM NUMBER	ESTIMATED QUANTITY	ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE		AMOUNT BID	
			DOLLARS	CENTS	DOLLARS	CENTS
553.020001	2	COFFERDAMS (TYPE 2) One Thousand five hundred dollars and zero cents PER EACH	750	00	1,500	00
553.030001	1	TEMPORARY WATERWAY DIVERSION STRUCTURE Two thousand seven hundred dollars and zero cents PER EACH	2,700	00	2,700	00
603.59060016	41	LONG-SPAN CORRUGATED STRUCTURAL PLATE STRUCTURE - ALUMINUM (#72 BOX) Four Thousand one hundred Seventy dollars and seventy-four cents PER LINEAR FOOT	4170	74	171,000	34
606.10	260	BOX BEAM GUIDE RAILING Fifty-seven dollars and zero cents PER LINEAR FOOT	57	00	14,820	00
606.120101	2	BOX BEAM END PIECE Eight hundred forty dollars and zero cents PER EACH	840	00	1,680	00

**DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY**

RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT

ITEM NUMBER	ESTIMATED QUANTITY	ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE		AMOUNT BID	
			DOLLARS	CENTS	DOLLARS	CENTS
606.120201	2	BOX BEAM GUIDE RAILING TYPE II END SECTION <i>two thousand three hundred fifty dollars and zero cents</i> PER EACH	2,350	00	4,700	00
610.1605	214	TURF ESTABLISHMENT - PERFORMANCE <i>Two dollars and twenty cents</i> PER SQUARE YARD	2	20	470	08
619.01	1	BASIC WORK ZONE TRAFFIC CONTROL <i>Four thousand dollars and zero cents</i> PER LUMP SUM	4,000	00	4,000	00
619.04	12	TYPE III CONSTRUCTION BARRICADES <i>One hundred dollars and zero cents</i> PER EACH	100	00	1,200	00
619.1711	48	TEMPORARY POSITIVE BARRIER - CATEGORY 1 (PINNING PROHIBITED) <i>Fifty-two dollars and fifty cents</i> PER LINEAR FOOT	52	50	2,520	00

44.92

**DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY
RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT**

ITEM NUMBER	ESTIMATED QUANTITY	ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE		AMOUNT BID	
			DOLLARS	CENTS	DOLLARS	CENTS
619.1719	4	WARNING LIGHTS ON TEMPORARY POSITIVE BARRIERS Twenty-five dollars and zero cents PER EACH	25	00	100	00
620.02	14	STONE FILLING - FINE Seventy dollars and zero cents PER CUBIC YARD	70	00	980	00
620.05	307	STONE FILLING - HEAVY Eighty dollars and zero cents PER CUBIC YARD	80	00	24,560	00
620.0802	117	BEDDING MATERIAL - TYPE 2 Thirty dollars and zero cents PER CUBIC YARD	30	00	3,510	00
620.29110009	273	NEW (IMPORTED) STREAM BED MATERIAL (B) Thirty dollars and zero cents PER CUBIC YARD	30	00	8,190	00

**DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY
RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT**

ITEM NUMBER	ESTIMATED QUANTITY	ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE		AMOUNT BID	
			DOLLARS	CENTS	DOLLARS	CENTS
621.51000015	30	GRADING CLEANING AND RESHAPING EXISTING DITCHES Fifty-four dollars and zero cents PER LINEAR FOOT	54 00		1,620 00	
625.01	1	SURVEY OPERATIONS Three thousand five hundred dollars and zero cents PER LUMP SUM	3,500 00		3,500 00	
627.50140008	72	CUTTING PAVEMENT Four dollars and zero cents PER LINEAR FOOT	4 00		288 00	
640.10	202	WHITE PAINT REFLECTORIZED PAVEMENT STRIPES - 15 MILS zero dollars and thirty cents PER LINEAR FOOT		.30	60 06	
640.11	246	YELLOW PAINT REFLECTORIZED PAVEMENT STRIPES - 15 MILS zero dollars and thirty cents PER LINEAR FOOT		.30	73 80	

54

**DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY
RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT**

ITEM NUMBER	ESTIMATED QUANTITY	ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE		AMOUNT BID	
			DOLLARS	CENTS	DOLLARS	CENTS
646.22	4	DELINEATOR, SNOWPLOWING MARKER, SUPPLEMENTARY SNOWPLOWING MARKER PANELS Fifteen dollars and zero cents PER EACH		15 00		60 00
646.32	4	STEEL POST, (X=1.1 LB/FT PR 2.0 LB/FT) One hundred dollars and zero cents PER EACH		100 00		400 00
697.03	29000	FIELD CHANGE PAYMENT (FCP) PER DOLLAR CENT	\$ 1.00	00	\$ 29,000.00	00
698.04	217	ASPHALT PRICE ADJUSTMENT (LUMP SUM) [CALCULATED IN ESTIMATOR] PER DOLLAR CENT	\$ 1.00	00	\$ 217.00	00

DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY
RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT

BROUGHT FORWARD

ITEM NUMBER	ESTIMATED QUANTITY	ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE		AMOUNT BID	
			DOLLARS	CENTS	DOLLARS	CENTS
699.040001	1	MOBILIZATION MUST NOT EXCEED 4% OF SUBTOTAL SHOWN ABOVE. SEE SPECIFICATION FOR THIS ITEM. FOR Three Thousand dollars and zero cents LUMP SUM	3,000	00	3,000	00
SHARE 1 TOTAL OR GROSS SUM WRITTEN IN WORDS:		four hundred sixty four thousand nine hundred ninety four dollars and seven cents				
		\$ 464,994.07 ✓ \$464,995.20 CONFESS				

BID BOND

Any singular reference to Bidder, Surety, Owner, or other party shall be considered plural where applicable.

BIDDER (Name and Address):

James Bray Paving Inc.
9038 Bray Road, Building 2
Sauquoit, NY 13456

SURETY (Name, and Address of Principal Place of Business):

Contractors Bonding and Insurance Company
9025 N. Lindbergh Dr. Peoria, IL 61615
P.O. Box 3967 Peoria, IL 61612-3967



OWNER (Name and Address):

City of Rome
198 Washington Street
Rome, NY 13440

BID

Bid Due Date: April 24, 2025

Description (Project Name— Include Location):

City of Rome - Link Road

BOND

Bond Number: Assigned Upon Award

Date: April 22, 2025

Penal sum Five Percent of Bid Amount (Words) \$ 0.05 (Figures)

Surety and Bidder, intending to be legally bound hereby, subject to the terms set forth below, do each cause this Bid Bond to be duly executed by an authorized officer, agent, or representative.

BIDDER

SURETY

James Bray Paving Inc. (Seal)

Contractors Bonding and Insurance Company

Bidder's Name and Corporate Seal

Surety's Name and Corporate Seal

By:

James Bray
Signature

By:

Michelle A. Allen
Signature (Attach Power of Attorney)

James Bray

Michelle A. Allen

Print Name

Print Name

President

Attorney-in-Fact

Title

Title

Attest:

Shelly Bray
Signature

Attest:

Chrissy Fiaschetti-Hoe
Signature Chrissy Fiaschetti-Hoe

CFO
Title

Commercial Lines CSR
Title

Note: Addresses are to be used for giving any required notice.

Provide execution by any additional parties, such as joint venturers, if necessary.

1. Bidder and Surety, jointly and severally, bind themselves, their heirs, executors, administrators, successors, and assigns to pay to Owner upon default of Bidder any difference between the total amount of Bidder's Bid and the total amount of the Bid of the next lowest, responsible Bidder that submitted a responsive Bid as determined by Owner for the work required by the Contract Documents, provided that:

- 1.1 If there is no such next Bidder, and Owner does not abandon the Project, then Bidder and Surety shall pay to Owner the penal sum set forth on the face of this Bond, and
- 1.2 In no event shall Bidder's and Surety's obligation hereunder exceed the penal sum set forth on the face of this Bond.
- 1.3 Recovery under the terms of this Bond shall be Owner's sole and exclusive remedy upon default of Bidder.

2. Default of Bidder shall occur upon the failure of Bidder to deliver within the time required by the Bidding Documents (or any extension thereof agreed to in writing by Owner) the executed Agreement required by the Bidding Documents and any performance and payment bonds required by the Bidding Documents.

3. This obligation shall be null and void if:

- 3.1 Owner accepts Bidder's Bid and Bidder delivers within the time required by the Bidding Documents (or any extension thereof agreed to in writing by Owner) the executed Agreement required by the Bidding Documents and any performance and payment bonds required by the Bidding Documents, or
- 3.2 All Bids are rejected by Owner, or
- 3.3 Owner fails to issue a Notice of Award to Bidder within the time specified in the Bidding Documents (or any extension thereof agreed to in writing by Bidder and, if applicable, consented to by Surety when required by Paragraph 5 hereof).

4. Payment under this Bond will be due and payable upon default of Bidder and within 30 calendar days after receipt by Bidder and Surety of written notice of default from Owner, which notice will be given with reasonable promptness, identifying this Bond and the Project and including a statement of the amount due.

5. Surety waives notice of any and all defenses based on or arising out of any time extension to issue Notice of Award agreed to in writing by Owner and Bidder, provided that the total time for issuing Notice of Award including extensions shall not in the aggregate exceed 120 days from Bid due date without Surety's written consent.

6. No suit or action shall be commenced under this Bond prior to 30 calendar days after the notice of default required in Paragraph 4 above is received by Bidder and Surety and in no case later than one year after the Bid due date.

7. Any suit or action under this Bond shall be commenced only in a court of competent jurisdiction located in the state in which the Project is located.

8. Notices required hereunder shall be in writing and sent to Bidder and Surety at their respective addresses shown on the face of this Bond. Such notices may be sent by personal delivery, commercial courier, or by United States Registered or Certified Mail, return receipt requested, postage pre-paid, and shall be deemed to be effective upon receipt by the party concerned.

9. Surety shall cause to be attached to this Bond a current and effective Power of Attorney evidencing the authority of the officer, agent, or representative who executed this Bond on behalf of Surety to execute, seal, and deliver such Bond and bind the Surety thereby.

10. This Bond is intended to conform to all applicable statutory requirements. Any applicable requirement of any applicable statute that has been omitted from this Bond shall be deemed to be included herein as if set forth at length. If any provision of this Bond conflicts with any applicable statute, then the provision of said statute shall govern and the remainder of this Bond that is not in conflict therewith shall continue in full force and effect.

11. The term "Bid" as used herein includes a Bid, offer, or proposal as applicable.

POWER OF ATTORNEY

RLI Insurance Company Contractors Bonding and Insurance Company

9025 N. Lindbergh Dr. Peoria, IL 61615
Phone: 800-645-2402

Know All Men by These Presents:

That this Power of Attorney is not valid or in effect unless attached to the bond which it authorizes executed, but may be detached by the approving officer if desired.

That **RLI Insurance Company** and/or **Contractors Bonding and Insurance Company**, each an Illinois corporation, (separately and together, the "Company") do hereby make, constitute and appoint:

David B. Payne, Jennifer L. Payne, Debbie Prithcard, Barbara Curry, Michelle A. Allen, Jodi Croniser, Christine Fiaschetti, Heather
Memery, jointly or severally

in the City of Boonville, State of New York its true and lawful Agent(s) and Attorney(s) in Fact, with full power and authority hereby conferred, to sign, execute, acknowledge and deliver for and on its behalf as Surety, in general, any and all bonds and undertakings in an amount not to exceed Twenty Five Million Dollars (\$25,000,000.00) for any single obligation.

The acknowledgment and execution of such bond by the said Attorney in Fact shall be as binding upon the Company as if such bond had been executed and acknowledged by the regularly elected officers of the Company.

RLI Insurance Company and/or **Contractors Bonding and Insurance Company**, as applicable, have each further certified that the following is a true and exact copy of a Resolution adopted by the Board of Directors of each such corporation, and is now in force, to-wit:

"All bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation shall be executed in the corporate name of the Company by the President, Secretary, any Assistant Secretary, Treasurer, or any Vice President, or by such other officers as the Board of Directors may authorize. The President, any Vice President, Secretary, any Assistant Secretary, or the Treasurer may appoint Attorneys in Fact or Agents who shall have authority to issue bonds, policies or undertakings in the name of the Company. The corporate seal is not necessary for the validity of any bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation. The signature of any such officer and the corporate seal may be printed by facsimile."

IN WITNESS WHEREOF, the **RLI Insurance Company** and/or **Contractors Bonding and Insurance Company**, as applicable, have caused these presents to be executed by its respective Vice President with its corporate seal affixed this 12th day of September, 2022.



**RLI Insurance Company
Contractors Bonding and Insurance Company**

By: Barton W. Davis

Barton W. Davis

Vice President

State of Illinois

County of Peoria

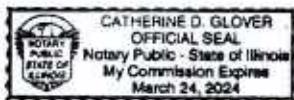
} SS

On this 12th day of September, 2022, before me, a Notary Public, personally appeared Barton W. Davis, who being by me duly sworn, acknowledged that he signed the above Power of Attorney as the aforesaid officer of the **RLI Insurance Company** and/or **Contractors Bonding and Insurance Company** and acknowledged said instrument to be the voluntary act and deed of said corporation.

By: Catherine D. Glover

Catherine D. Glover

Notary Public



CERTIFICATE

I, the undersigned officer of **RLI Insurance Company** and/or **Contractors Bonding and Insurance Company**, do hereby certify that the attached Power of Attorney is in full force and effect and is irrevocable; and furthermore, that the Resolution of the Company as set forth in the Power of Attorney, is now in force. In testimony whereof, I have hereunto set my hand and the seal of the **RLI Insurance Company** and/or **Contractors Bonding and Insurance Company** this 22nd day of April, 2025.

**RLI Insurance Company
Contractors Bonding and Insurance Company**

By: Jeffrey D. Dick

Jeffrey D. Dick

Corporate Secretary

BID BOND

Any singular reference to Bidder, Surety, Owner or other party shall be considered plural where applicable.

BIDDER (*Name and Address*):

SURETY (*Name and Address of Principal Place of Business*):

OWNER (*Name and Address*):

BID

Bid Due Date: As Noted in the Invitation to Bidders

Description: **DR-4625NY City of Rome Disaster Recovery – Link Road Culvert Replacement**

BOND

Bond Number:

Date (*Not earlier than Bid due date*):

Penal sum

(Words)

\$

(Figures)

Surety and Bidder, intending to be legally bound hereby, subject to the terms set forth below, do each cause this Bid Bond to be duly executed by an authorized officer, agent, or representative.

BIDDER

(Seal)

Bidder's Name and Corporate Seal

SURETY

(Seal)

Surety's Name and Corporate Seal

By:

Signature

Print Name

Title

Attest:

Signature

Title

By:

Signature (Attach Power of Attorney)

Print Name

Title

Attest:

Signature

Title

Note: Above addresses are to be used for giving any required notice. Provide execution by any additional parties, such as joint venturers, if necessary.

1. Bidder and Surety, jointly and severally, bind themselves, their heirs, executors, administrators, successors, and assigns to pay to Owner upon default of Bidder the penal sum set forth on the face of this Bond. Payment of the penal sum is the extent of Bidder's and Surety's liability. Recovery of such penal sum under the terms of this Bond shall be Owner's sole and exclusive remedy upon default of Bidder.
2. Default of Bidder shall occur upon the failure of Bidder to deliver within the time required by the Bidding Documents (or any extension thereof agreed to in writing by Owner) the executed Agreement required by the Bidding Documents and any performance and payment bonds required by the Bidding Documents.
3. This obligation shall be null and void if:
 - 3.1 Owner accepts Bidder's Bid and Bidder delivers within the time required by the Bidding Documents (or any extension thereof agreed to in writing by Owner) the executed Agreement required by the Bidding Documents and any performance and payment bonds required by the Bidding Documents, or
 - 3.2 All Bids are rejected by Owner, or
 - 3.3 Owner fails to issue a Notice of Award to Bidder within the time specified in the Bidding Documents (or any extension thereof agreed to in writing by Bidder and, if applicable, consented to by Surety when required by Paragraph 5 hereof).
4. Payment under this Bond will be due and payable upon default of Bidder and within 30 calendar days after receipt by Bidder and Surety of written notice of default from Owner, which notice will be given with reasonable promptness, identifying this Bond and the Project and including a statement of the amount due.
5. Surety waives notice of any and all defenses based on or arising out of any time extension to issue Notice of Award agreed to in writing by Owner and Bidder, provided that the total time for issuing Notice of Award including extensions shall not in the aggregate exceed 120 days from Bid due date without Surety's written consent.
6. No suit or action shall be commenced under this Bond prior to 30 calendar days after the notice of default required in Paragraph 4 above is received by Bidder and Surety and in no case later than one year after Bid due date.
7. Any suit or action under this Bond shall be commenced only in a court of competent jurisdiction located in the state in which the Project is located.
8. Notices required hereunder shall be in writing and sent to Bidder and Surety at their respective addresses shown on the face of this Bond. Such notices may be sent by personal delivery, commercial courier, or by United States Registered or Certified Mail, return receipt requested, postage pre-paid, and shall be deemed to be effective upon receipt by the party concerned.
9. Surety shall cause to be attached to this Bond a current and effective Power of Attorney evidencing the authority of the officer, agent, or representative who executed this Bond on behalf of Surety to execute, seal, and deliver such Bond and bind the Surety thereby.
10. This Bond is intended to conform to all applicable statutory requirements. Any applicable requirement of any applicable statute that has been omitted from this Bond shall be deemed to be included herein as if set forth at length. If any provision of this Bond conflicts with any applicable statute, then the provision of said statute shall govern and the remainder of this Bond that is not in conflict therewith shall continue in full force and effect.
11. The term "Bid" as used herein includes a Bid, offer, or proposal as applicable.

AFFIDAVIT OF WORKERS COMPENSATION

State of New York

SS:

County of Oneida

James Bray Paving - Shelley Bray
of 9048 Bray Rd Seneca NY 13456

being duly sworn, deposes and says that he now carries or that he has applied for a Workers Compensation Policy to cover the operations, as set forth in the preceding contract, and to comply with the provisions thereof.

Signed: Shelley Bray

Subscribed and sworn to before me

this 24th day of April, 2025

Notary Public

RUSSELL J. HAYES
Notary Public, State of New York
Reg. # 01HA6125771
Qualified in Oneida County
My Commission Expires April 25, 2025

CERTIFICATION OF COMPLAINE IRAN DIVESTMENT ACT

As a result of the Iran Divestment Act of 2012 (Act), Chapter 1 of the 2012 Laws of New York, a new provision has been added to the State Finance Law (SFL), § 165-a, effective April 12, 2012. Under the Act, the Commissioner of the Office of General Services (OGS) will be developing a list (prohibited entities list) of "persons" who are engaged in "investment activities in Iran" (both are defined terms in the law). Pursuant to SFL § 165-a(3)(b), the initial list is expected to be issued no later than 120 days after the Act's effective date, at which time it will be posted on the OGS website.

By submitting a bid in response to this solicitation or by assuming the responsibility of a Contract awarded hereunder, each Bidder/Contractor, any person signing on behalf of the Bidder/Contractor and any assignee or subcontractor and, in the case of a joint bid, each party thereto, certifies, under penalty of perjury, that once the Prohibited Entities List is posted on the OGS website, that to the best of its knowledge and belief, that each Bidder/Contractor and any subcontractor or assignee is not identified on the Prohibited Entities List created pursuant to SFL § 165-a(3)(b).

Additionally, Bidder/Contractor is advised that once the Prohibited Entities List is posted on the OGS website, any Contractor seeking to renew or extend a Contract or assume the responsibility of a Contract awarded in response to this solicitation, must certify at the time the Contract is renewed, extended or assigned that it is not included on the Prohibited Entities List.

During the term of the Contract, should the Municipality receive information that a Bidder/Contractor is in violation of the above-referenced certification, the Municipality will offer the person or entity an opportunity to respond. If the person or entity fails to demonstrate that it has ceased its engagement in the investment which is in violation of the Act within 90 days after the determination of such violation, then the Municipality shall take such action as may be appropriate including, but not limited to, imposing sanctions, seeking compliance, recovering damages, or declaring the Bidder/Contractor in default.

The Municipality reserves the right to reject any bid or request for assignment for a Bidder/Contractor that appears on the Prohibited Entities List prior to the award of a contract, and to pursue a responsibility review with respect to any Bidder/Contractor that is awarded a contract and subsequently appears on the Prohibited Entities List.

I, Shelley Bray, being duly sworn, deposes and says that he/she is the CFO of James Bray Paving and neither the Bidder/Contractor nor any proposed subcontractor is identified on the Prohibited Entities List.

Shelley Bray
Signed

SWORN to before me this

24th day of April

2020

Notary Public: [Signature]

RUSSELL J. HAYES
Notary Public, State of New York
Reg. # 01HA6125771
Qualified in Oneida County
My Commission Expires April 25, 2028

**AUTHORIZATION DIRECTING STATE AGENCIES AND
AUTHORITIES TO DIVEST PUBLIC FUNDS SUPPORTING RUSSIA**

- A. By submission of this bid, each bidder and each person signing on behalf of any bidder certifies, and in the case of a joint bid, each party thereto certifies as to its own organization, under Executive Order of the State of New York, to divest their money and assets from any investment, to terminate any contract with an institution or company, that is determined to be a Russian or supporting entity and to refrain from entering new contracts or making any investments in such entities in the future,
- B. A bid shall not be considered for award, nor shall any award be made where the condition set forth in Paragraph A above has not been complied with; provided, however, that in any case the bidder cannot make the forgoing certification set forth in Paragraph A above, the bidder shall so state and shall furnish with the bid a signed statement which sets forth in detail the reasons therefore. Where Paragraph A above cannot be complied with, the Finance Department to the political subdivision, public department, agency or official thereof to which the bid is made, or his designee, may award a bid, on a case by case business under the following circumstances:
1. The investment activities in Russia were made before February 27, 2022, the investment activities in Russia have not been expanded or renewed after February 27, 2022, and the Bidder has adopted, publicized and is implementing a formal plan to cease the investment activities in Russia and to refrain from engaging in any new investments in Russia; or
 2. The political subdivision makes a determination that the goods or services are necessary for the political subdivision to perform its function and that, absent such an exemption, the political subdivision would be unable to obtain the goods or services for which the contract is offered. Such determination shall be made in writing and shall be a public document.

Shelley Bray
Printed Name

Signature
Jones Braufaling
Company Name
4.24.25
Date

SEXUAL HARASSMENT PREVENTION CERTIFICATION FOR CONSTRUCTION CONTRACT BIDS
(Per NYSDOT EB 18-047, signed 12/20/2018)

By submission of this bid, each bidder and each person signing on behalf of any bidder certifies, and in the case of a joint bid each party thereto certifies as to its own organization, under penalty of perjury, that the bidder has and has implemented a written policy addressing sexual harassment prevention in the workplace and provides annual sexual harassment prevention training to all of its employees. Such policy shall, at a minimum, meet the requirements of section two hundred one-g of the New York State Labor Law.

I, Shelley Bray, being duly sworn, deposes and says that he/she is the
CAB of James Bray Paving and certify
JBP is compliance with maintaining a written policy
addressing sexual harassment prevention in the workplace and providing annual sexual
harassment prevention training to all their employees.

SWORN to before me this

24th day of April

2025

Notary Public: _____

[Signature]
RUSSELL J. HAYES
Notary Public, State of New York
Reg. # 01HA6125771
Qualified in Oneida County
My Commission Expires April 25, 2028

**DISADVANTAGED/MINORITY/WOMENS BUSINESS ENTERPRISE (D/M/WBE)
UTILIZATION GOALS**

Please refer to the Contract Provisions within this Project Manual.

The DBE goal for this project is: 5%

The MBE Goal for this Project is 0%

The WBE Goal for this Project is 0%

There are no SDVOB goals for this project.

The Bidder shall designate and enter below the name of the Minority/Women's Business Enterprise Officer who will have the responsibility for the /M/WBE Utilization.

Bidder Designated M/WBE Officer

(Name)

(Title)

Telephone Number

() _____

RETURN THIS PAGE WITH BID

NEW YORK STATE VENDOR RESPONSIBILITY QUESTIONNAIRE FOR-PROFIT CONSTRUCTION (CCA-2)

You have selected the For-Profit Construction questionnaire, commonly known as the "CCA-2," which may be printed and completed in this format or, **for your convenience, may be completed online using the [New York State VendRep System](#).**

COMPLETION & CERTIFICATION

The person(s) completing the questionnaire must be knowledgeable about the vendor's business and operations. An owner or official must certify the questionnaire and the signature must be notarized.

NEW YORK STATE VENDOR IDENTIFICATION NUMBER (VENDOR ID)

The Vendor ID is a ten-digit identifier issued by New York State when the vendor is registered on the Statewide Vendor File. This number must now be included on the questionnaire. If the business entity has not obtained a Vendor ID, contact the IT Service Desk at ITServiceDesk@osc.state.ny.us or call 866-370-4672.

DEFINITIONS

All underlined terms are defined in the "New York State Vendor Responsibility Definitions List," found at <http://www.osc.state.ny.us/vendrep/documents/questionnaire/definitions.pdf>. These terms may not have their ordinary, common or traditional meanings. Each vendor is strongly encouraged to read the respective definitions for any and all underlined terms. By submitting this questionnaire, the vendor agrees to be bound by the terms as defined in the "New York State Vendor Responsibility Definitions List" existing at the time of certification.

RESPONSES

Every question must be answered. Each response must provide all relevant information which can be obtained within the limits of the law. However, information regarding a determination or finding made in error which was subsequently corrected or overturned, and/or was withdrawn by the issuing government entity, is not required. Individuals and Sole Proprietors may use a Social Security Number but are encouraged to obtain and use a federal Employer Identification Number (EIN).

NEW YORK STATE VENDOR RESPONSIBILITY QUESTIONNAIRE FOR-PROFIT CONSTRUCTION (CCA-2)

BUSINESS ENTITY INFORMATION				
Legal Business Name <u>James Bray Paving, LLC</u>		EIN <u>20-1813537</u>		
Address of the Principal Place of Business (street, city, state, zip code) <u>9048 Bray Road</u> <u>Saugus NY 13456</u>		New York State Vendor Identification Number <u>25-6HSBB-CL</u>		
		Telephone <u>315-724-2798 ext. 1</u>	Fax <u>—</u>	
		Website <u>jamebraypaving.com</u>		
Authorized Contact for this Questionnaire				
Name <u>Shelley Bray</u>		Telephone <u>315-724-2798</u>		Fax <u>—</u>
Title <u>CFO</u>		Email <u>jamesbraypaving@yahoo.com</u>		
Additional Business Entity Identities: If applicable, list any other DBA, Trade Name, Former Name, Other Identity, or EIN used in the last five (5) years, the state or county where filed and the status (active or inactive).				
Type	Name	EIN	State or County where filed	Status
	<u>N/A</u>			

I. BUSINESS CHARACTERISTICS		
1.0 Business Entity Type – Check appropriate box and provide additional information:		
a) ☐ Corporation (including PC)	Date of Incorporation <u>2017</u>	
b) ☒ Limited Liability Company (LLC or PLLC)	Date Organized <u>2017</u>	
c) ☐ Limited Liability Partnership	Date of Registration <u>2017</u>	
d) ☐ Limited Partnership	Date Established <u>2017</u>	
e) ☐ General Partnership	Date Established <u>2017</u>	County (if formed in NYS)
f) ☐ Sole Proprietor	How many years in business? <u>25</u>	
g) ☐ Other	Date Established <u>2017</u>	
If Other, explain:		
1.1 Was the Business Entity formed in New York State?		☒ Yes ☐ No
If "No," indicate jurisdiction where the Business Entity was formed:		
☐ United States	State	
☐ Other	Country	

NEW YORK STATE VENDOR RESPONSIBILITY QUESTIONNAIRE FOR-PROFIT CONSTRUCTION (CCA-2)

I. BUSINESS CHARACTERISTICS			
1.2 Is the <u>Legal Business Entity</u> publicly traded?			☐ Yes ☒ No
If "Yes," provide the <u>CIK code</u> or Ticker Symbol:			
1.3 Is the <u>Business Entity</u> currently registered to do business in New York State? <i>Note: Select "Not Required" if the Business Entity is a Sole Proprietor or General Partnership</i>			☒ Yes ☐ No ☐ Not Required
If "No," explain why the <u>Business Entity</u> is not required to be registered to do business in New York State:			
1.4 Is the responding <u>Business Entity</u> a <u>Joint Venture</u> ? Note: If the submitting <u>Business Entity</u> is a <u>Joint Venture</u> , also submit a separate questionnaire for each <u>Business Entity</u> comprising the <u>Joint Venture</u> .			☐ Yes ☒ No
1.5 If the <u>Business Entity's</u> <u>Principal Place of Business</u> is not in New York State, does the <u>Business Entity</u> maintain an office in New York State? <i>(Select "N/A" if <u>Principal Place of Business</u> is in New York State.)</i>			☐ Yes ☐ No ☒ N/A
If "Yes," provide the address and telephone number for one office located in New York State.			
1.6 Is the Business Entity a New York State certified <u>Minority-Owned Business Enterprise</u> , or <u>Women-Owned Business Enterprise</u> , or New York State Small Business, or federally certified <u>Disadvantaged Business Enterprise</u> ?			☒ Yes ☐ No
If "Yes," check all that apply: ☐ New York State certified <u>Minority-Owned Business Enterprise</u> (MBE) ☐ New York State certified <u>Women-Owned Business Enterprise</u> (WBE) ☒ New York State Small Business ☐ Federally certified <u>Disadvantaged Business Enterprise</u> (DBE)			
1.7 Identify each person or business entity that is, or has been within the past five (5) years, <u>Principal Owner</u> of 5.0% or more of the firm's shares; a Business Entity Official; or one of the five largest shareholders, if applicable. <i>(Attach additional pages if necessary.)</i> <u>Joint Ventures</u> : Provide information for all firms involved.			
Name <i>(For each person, include middle initial)</i>	Title	Percentage of ownership (Enter 0%, if not applicable)	Employment status with the firm
James A Bray	President	100%	☒ Current ☐ Former
			☐ Current ☐ Former
			☐ Current ☐ Former
			☐ Current ☐ Former

NEW YORK STATE VENDOR RESPONSIBILITY QUESTIONNAIRE FOR-PROFIT CONSTRUCTION (CCA-2)

II. AFFILIATE and JOINT VENTURE RELATIONSHIPS		
2.0 Are there any other <u>construction</u> -related firms in which, now or in the past five years, the submitting <u>Business Entity</u> or any of the individuals or business entities listed in question 1.7 either owned or owns 5.0% or more of the shares of, or was or is one of the five largest shareholders or a director, officer, partner or proprietor of said other firm? <i>(Attach additional pages if necessary.)</i>		☐ Yes ☒ No
Firm/Company Name	Firm/Company EIN (If available)	Firm/Company's Primary Business Activity
Firm/Company Address		
Explain relationship with the firm and indicate percent of ownership, if applicable (enter N/A, if not applicable):		
Are there any shareholders, directors, officers, owners, partners or proprietors that the submitting <u>Business Entity</u> has in common with this firm?		☐ Yes ☒ No
Individual's Name <i>(Include middle initial)</i>	Position/Title with Firm/Company	
2.1 Does the <u>Business Entity</u> have any <u>construction</u> -related <u>affiliates</u> not identified in the response to question 2.0 above? <i>(Attach additional pages if necessary.)</i>		☐ Yes ☒ No
Affiliate Name	Affiliate EIN (If available)	Affiliate's Primary Business Activity
Affiliate Address		
Explain relationship with the affiliate and indicate percent of ownership, if applicable (enter N/A, if not applicable):		
Are there any shareholders, directors, officers, owners, partners or proprietors that the submitting <u>Business Entity</u> has in common with this affiliate?		☐ Yes ☐ No
Individual's Name <i>(Include middle initial)</i>	Position/Title with Firm/Company	
2.2 Has the <u>Business Entity</u> participated in any <u>construction-related Joint Ventures</u> within the past three (3) years? <i>(Attach additional pages if necessary.)</i>		☐ Yes ☒ No
Joint Venture Name	Joint Venture EIN (If available)	Identify parties to the Joint Venture

NEW YORK STATE VENDOR RESPONSIBILITY QUESTIONNAIRE FOR-PROFIT CONSTRUCTION (CCA-2)

III. CONTRACT HISTORY

3.0 Has the Business Entity completed any construction contracts? ☒ Yes ☐ No

If "Yes," list the ten most recent construction contracts the Business Entity has completed using Attachment A – Completed Construction Contracts, found at www.osc.state.ny.us/vendrep/documents/questionnaire/ac3294s.doc.

If less than ten, include most recent subcontracts on projects up to that number.

3.1 Does the Business Entity currently have uncompleted construction contracts? ☐ Yes ☒ No

If "Yes," list all current uncompleted construction contracts by using Attachment B – Uncompleted Construction Contracts, found at www.osc.state.ny.us/vendrep/documents/questionnaire/ac3295s.doc.

Note: Ongoing projects must be included.

IV. INTEGRITY – CONTRACT BIDDING

Within the past five (5) years, has the Business Entity, an affiliate, or any predecessor company or entity:

4.0 Been suspended or debarred from any government contracting process or been disqualified on any government procurement? ☐ Yes ☒ No

4.1 Been subject to a denial or revocation of a government prequalification? ☐ Yes ☒ No

4.2 Had any bid rejected by a government entity for lack of qualifications, responsibility or because of the submission of an informal, non-responsive or incomplete bid? ☐ Yes ☒ No

4.3 Had a proposed subcontract rejected by a government entity for lack of qualifications, responsibility or because of the submission of an informal, non-responsive or incomplete bid? ☐ Yes ☒ No

4.4 Had a low bid rejected on a government contract for failure to make good faith efforts on any Minority-Owned Business Enterprise, Women-Owned Business Enterprise or Disadvantaged Business Enterprise goal or statutory affirmative action requirements on a previously held contract? ☐ Yes ☒ No

4.5 Agreed to a voluntary exclusion from bidding/contracting with a government entity? ☐ Yes ☒ No

4.6 Initiated a request to withdraw a bid submitted to a government entity or made any claim of an error on a bid submitted to a government entity? ☐ Yes ☒ No

For each "Yes," provide an explanation of the issue(s), the Business Entity involved, the relationship to the submitting Business Entity, the government entity involved, project(s), relevant dates, any remedial or corrective action(s) taken and the current status of the issue(s). Provide answer(s) below or attach additional sheets with numbered responses.

V. INTEGRITY – CONTRACT AWARD

Within the past five (5) years, has the Business Entity, an affiliate, or any predecessor company or entity:

5.0 Defaulted on or been suspended, cancelled or terminated for cause on any contract? ☐ Yes ☒ No

5.1 Been subject to an administrative proceeding or civil action seeking specific performance or restitution (except any disputed work proceeding) in connection with any government contract? ☐ Yes ☒ No

5.2 Entered into a formal monitoring agreement, consent decree or stipulation settlement as specified by, or agreed to with, any government entity? ☐ Yes ☒ No

5.3 Had its surety called upon to complete any contract whether government or private sector? ☐ Yes ☒ No

5.4 Forfeited all or part of a standby letter of credit in connection with any government contract? ☐ Yes ☒ No

NEW YORK STATE VENDOR RESPONSIBILITY QUESTIONNAIRE FOR-PROFIT CONSTRUCTION (CCA-2)

V. INTEGRITY – CONTRACT AWARD

Within the past five (5) years, has the Business Entity, an affiliate, or any predecessor company or entity:

For each "Yes," provide an explanation of the issue(s), the Business Entity involved, the relationship to the submitting Business Entity, the government entity/owners involved, project(s), contract number(s), relevant dates, any remedial or corrective action(s) taken and the current status of the issue(s). Provide answer(s) below or attach additional sheets with numbered responses.

VI. CERTIFICATIONS/LICENSES

Within the past five (5) years, has the Business Entity, an affiliate, or any predecessor company or entity:

- | | |
|--|---|
| 6.0 Had a revocation or <u>suspension</u> of any business or professional permit and/or license? | ☐ Yes ☒ No |
| 6.1 Had a denial, decertification, revocation or forfeiture of New York State certification of <u>Minority-Owned Business Enterprise</u> , <u>Women-Owned Business Enterprise</u> or a federal certification of <u>Disadvantaged Business Enterprise</u> status, for other than a change of ownership? | ☐ Yes ☒ No |

For each "Yes," provide an explanation of the issue(s), the Business Entity involved, the relationship to the submitting Business Entity, the government entity involved, relevant dates, any remedial or corrective action(s) taken and the current status of the issue(s). Provide answer(s) below or attach additional sheets with numbered responses.

VII. LEGAL PROCEEDINGS/GOVERNMENT INVESTIGATIONS

Within the past five (5) years, has the Business Entity, an affiliate, or any predecessor company or entity:

- | | |
|--|---|
| 7.0 Been the subject of a criminal <u>investigation</u> , whether open or closed, or an indictment for any business-related conduct constituting a crime under local, state or <u>federal</u> law? | ☐ Yes ☒ No |
| 7.1 Been the subject of: | |
| (i.) An indictment, grant of immunity, <u>judgment</u> or conviction (including entering into a plea bargain) for conduct constituting a crime; or | ☐ Yes ☒ No |
| (ii.) Any criminal <u>investigation</u> , felony indictment or conviction concerning the formation of, or any business association with, an allegedly false or fraudulent <u>Minority-Owned Business Enterprise</u> , <u>Women-Owned Business Enterprise</u> , or a <u>Disadvantaged Business Enterprise</u> ? | ☐ Yes ☒ No |
| 7.2 Received any <u>OSHA</u> citation, which resulted in a final determination classified as <u>serious</u> or <u>willful</u> ? | ☐ Yes ☒ No |
| 7.3 Had a <u>government entity</u> find a willful prevailing wage or supplemental payment violation? | ☐ Yes ☒ No |
| 7.4 Had a New York State Labor Law violation deemed willful? | ☐ Yes ☒ No |
| 7.5 Entered into a consent order with the New York State Department of Environmental Conservation, or a <u>federal</u> , state or local government enforcement determination involving a violation of <u>federal</u> , state or local environmental laws? | ☐ Yes ☒ No |

NEW YORK STATE VENDOR RESPONSIBILITY QUESTIONNAIRE FOR-PROFIT CONSTRUCTION (CCA-2)

VII. LEGAL PROCEEDINGS/GOVERNMENT INVESTIGATIONS

Within the past five (5) years, has the Business Entity, an affiliate, or any predecessor company or entity:

- 7.6 Other than previously disclosed, been the subject of any citations, notices or violation orders; a pending administrative hearing, proceeding or determination of a violation of:
- Federal, state or local health laws, rules or regulations;
 - Federal, state or local environmental laws, rules or regulations;
 - Unemployment insurance or workers compensation coverage or claim requirements;
 - Any labor law or regulation, which was deemed willful;
 - Employee Retirement Income Security Act (ERISA);
 - Federal, state or local human rights laws;
 - Federal, state or local security laws?

☐ Yes ☒ No

For each "Yes," provide an explanation of the issue(s), the Business Entity involved, the relationship to the submitting Business Entity, the government entity involved, relevant dates, any remedial or corrective action(s) taken and the current status of the issue(s). Provide answer(s) below or attach additional sheets with numbered responses.

Note: Information regarding a determination or finding made in error, which was subsequently corrected or overturned, and/or was withdrawn by the issuing government entity, is not required.

VIII. LEADERSHIP INTEGRITY

If the Business Entity is a Joint Venture Entity, answer "N/A - Not Applicable" to questions in this section.

Within the past five (5) years has any individual previously identified or any individual currently or formerly having the authority to sign, execute or approve bids, proposals, contracts or supporting documentation on behalf of the Business Entity with any government entity been:

- 8.0 Sanctioned relative to any business or professional permit and/or license?

☐ Yes ☒ No
☐ N/A

- 8.1 Suspended, debarred or disqualified from any government contracting process?

☐ Yes ☒ No
☐ N/A

- 8.2 The subject of a criminal investigation, whether open or closed, or an indictment for any business-related conduct constituting a crime under local, state or federal law?

☐ Yes ☒ No
☐ N/A

- 8.3 Charged with a misdemeanor or felony, indicted, granted immunity, convicted of a crime or subject to a judgment for:

☐ Yes ☒ No
☐ N/A

- (i.) Any business-related activity, including but not limited to fraud, coercion, extortion, bribe or bribe-receiving, giving or accepting unlawful gratuities, immigration or tax fraud, racketeering, mail fraud, wire fraud, price-fixing or collusive bidding; or
- (ii.) Any crime, whether or not business-related, the underlying conduct of which related to truthfulness, including but not limited to the filing of false documents or false sworn statements, perjury or larceny

For each "Yes," provide an explanation of the issue(s), the individual involved, the relationship to the submitting Business Entity, the government entity involved, relevant dates, any remedial or corrective action(s) taken and the current status of the issue(s). Provide answer(s) below or attach additional sheets with numbered responses.

NEW YORK STATE VENDOR RESPONSIBILITY QUESTIONNAIRE FOR-PROFIT CONSTRUCTION (CCA-2)

IX. FINANCIAL AND ORGANIZATIONAL CAPACITY

9.0 Within the past five (5) years, has the Business Entity or any affiliate received any formal unsatisfactory performance assessment(s) from any government entity on any contract? ☐ Yes ☒ No

If "Yes," provide an explanation of the issue(s), the Business Entity involved, the relationship to the submitting Business Entity, the government entity involved, relevant dates, any remedial or corrective action(s) taken and the current status of the issue(s). Provide answer below or attach additional sheets with numbered responses.

9.1 Within the past five (5) years, has the Business Entity or any affiliate had any liquidated damages assessed over \$25,000? ☐ Yes ☒ No

If "Yes," provide an explanation of the issue(s), the Business Entity involved, the relationship to the submitting Business Entity, relevant dates, the contracting party involved, the amount assessed and the current status of the issue(s). Provide answer below or attach additional sheets with numbered responses.

9.2 Within the past five (5) years, has the Business Entity or any affiliate had any liens, claims or judgments over \$25,000 filed against the Business Entity which remain undischarged or were unsatisfied for more than 90 days? (Note: Including but not limited to tax warrants or liens. Do not include UCC filings.) ☐ Yes ☒ No

If "Yes," provide an explanation of the issue(s), the Business Entity involved, the relationship to the submitting Business Entity, relevant dates, the Lien holder or Claimants' name(s), the amount of the lien(s) and the current status of the issue(s). Provide answer below or attach additional sheets with numbered responses.

9.3 In the last seven (7) years, has the Business Entity or any affiliate initiated or been the subject of any bankruptcy proceedings, whether or not closed, or is any bankruptcy proceeding pending? ☐ Yes ☒ No

If "Yes," provide the Business Entity involved, the relationship to the submitting Business Entity, the bankruptcy chapter number, the court name and the docket number. Indicate the current status of the proceedings as "Initiated," "Pending" or "Closed." Provide answer below or attach additional sheets with numbered responses.

9.4 What is the Business Entity's Bonding Capacity?

a. Single Project

b. Aggregate (All Projects)

9.5 List Business Entity's Gross Sales for the previous three (3) Fiscal Years:

1st Year (Indicate year)
Gross Sales

2nd Year (Indicate year)
Gross Sales

3rd Year (Indicate year)
Gross Sales

9.6 List Business Entity's Average Backlog for the previous three (3) fiscal years:
(Estimated total value of uncompleted work on outstanding contracts)

1st Year (Indicate year)
Amount

2nd Year (Indicate year)
Amount

3rd Year (Indicate year)
Amount

9.7 Attach Business Entity's most recent annual financial statement and accompanying notes or complete Attachment C – Financial Information, found at www.osc.state.ny.us/vendrep/documents/questionnaire/ac3296s.xls.
(This information must be attached.)

**NEW YORK STATE VENDOR RESPONSIBILITY QUESTIONNAIRE
FOR-PROFIT CONSTRUCTION (CCA-2)**

X. FREEDOM OF INFORMATION LAW (FOIL)

10.0 Indicate whether any information provided herein is believed to be exempt from disclosure under the Freedom of Information Law (FOIL).

☐ Yes ☒ No

Note: A determination of whether such information is exempt from FOIL will be made at the time of any request for disclosure under FOIL. Attach additional pages if necessary.

If "Yes," indicate the question number(s) and explain the basis for the claim.

NEW YORK STATE VENDOR RESPONSIBILITY QUESTIONNAIRE FOR-PROFIT CONSTRUCTION (CCA-2)

Certification

The undersigned: (1) recognizes that this questionnaire is submitted for the express purpose of assisting New York State government entities (including the Office of the State Comptroller (OSC)) in making responsibility determinations regarding award or approval of a contract or subcontract and that such government entities will rely on information disclosed in the questionnaire in making responsibility determinations; (2) acknowledges that the New York State government entities and OSC may, in their discretion, by means which they may choose, verify the truth and accuracy of all statements made herein; and (3) acknowledges that intentional submission of false or misleading information may result in criminal penalties under State and/or Federal Law, as well as a finding of non-responsibility, contract suspension or contract termination.

The undersigned certifies that he/she:

- is knowledgeable about the submitting Business Entity's business and operations;
- has read and understands all of the questions contained in the questionnaire;
- has not altered the content of the questionnaire in any manner;
- has reviewed and/or supplied full and complete responses to each question;
- to the best of his/her knowledge, information and belief, confirms that the Business Entity's responses are true, accurate and complete, including all attachments, if applicable;
- understands that New York State government entities will rely on the information disclosed in the questionnaire when entering into a contract with the Business Entity; and
- is under an obligation to update the information provided herein to include any material changes to the Business Entity's responses at the time of bid/proposal submission through the contract award notification, and may be required to update the information at the request of the New York State government entities or OSC prior to the award and/or approval of a contract, or during the term of the contract.

Signature of Owner/Official

Printed Name of Signatory

Title

Name of Business

Address

City, State, Zip

Sworn to before me this 24 day of April, 2028;

Notary Public

RUSSELL J. HAYES
Notary Public, State of New York
Reg. # 01HA6125771
Qualified in Oneida County
My Commission Expires April 25, 2028

BID FORM

PROJECT IDENTIFICATION: DR-4625NY City of Rome Disaster Recovery
Link Road Culvert Replacement
City of Rome, Oneida County

CONTRACT IDENTIFICATION: RFB-2025-002

THIS BID IS SUBMITTED TO: City of Rome

1. The undersigned BIDDER proposes and agrees, if this bid is accepted, to enter into an agreement with OWNER in the form included in the Contract Documents to perform and furnish all work as specified or indicated in the Contract Documents for the Bid Price and Bid Times indicated in this Bid and in accordance with the other terms and conditions of the Contract Documents

2. Bidder accepts all the terms and conditions of the Advertisement or Notice to Bidders and Instruction to Bidders, including without limitation those dealing with the disposition of Bid security. This Bid will remain subject to acceptance for forty-five (45) days after the Bid opening. Bidder will sign and deliver the required number of counterparts of the Agreement with the Bonds and other documents required by the Bidding Requirements within fifteen (15) days after the date of OWNER's Notice of Award

3. In submitting this Bid, BIDDER represents as more fully set forth in the Agreement, that:

a. BIDDER has examined and carefully studied the Bidding Documents and the following Addenda receipt of all which is hereby acknowledged: (List Addenda by Addendum Number and Date)

Addendum No. 1 - 4/16/2025

Addendum No. 2 - 4/17/2025

b. BIDDER has visited the site and become familiar with and is satisfied as to the general, local, and site conditions that may affect cost, progress, performance, and furnishing of the work.

c. BIDDER is familiar with and is satisfied as to all federal, state, and local Laws and Regulations that may affect cost, progress, performance, and furnishing of work.

d. BIDDER is aware of the general nature of work to be performed by OWNER and others at the site that relates to work for which this Bid is submitted as indicated in the Contract Documents

e. BIDDER has correlated the information known to BIDDER, information and observations obtained from visits to the site, reports and drawings identified in the Contract Documents and all

additional examinations, investigations, explorations, test, studies, and data with the Contract Documents

f. BIDDER has given ENGINEER written notice of all conflicts, errors, ambiguities or discrepancies that BIDDER has discovered in the Contract Documents and the written resolution thereof by ENGINEER is acceptable to BIDDER, and the Contract Documents are generally sufficient to indicate and convey understanding of all terms and conditions for performing and furnishing the Work for which this Bid is submitted.

g. This bid is genuine and not made in the interest of or on behalf of any undisclosed person, firm, or corporation and is not submitted in conformity with any agreement or rules of any group, association, organization, or corporation; BIDDER has not directly or indirectly induced or solicited any other BIDDER to submit a false or sham Bid; BIDDER has not solicited or induced any person, firm or corporation to refrain from bidding; and BIDDER has not sought by collusion to obtain for itself any advantage over any other BIDDER or over OWNER.

4. Bidder will complete the Work in accordance with the Contract Documents for the following Unit Bid price:

TOTAL BID LINK ROAD CULVERT REPLACEMENT:

Six hundred thirty-five thousand two hundred twenty-nine dollars and ninety cents	(\$ 635,229.90)
(use words)	(figures)

5. BIDDER agrees that the Work will be substantially completed and ready for final payment before the dates or within the number of calendar days indicated in the Agreement.

BIDDER accepts the provisions of the Agreement as to liquidated damages in the event of failure to complete the Work within the times specified in the Agreement.

6. The following documents are attached to and made a condition of this Bid:

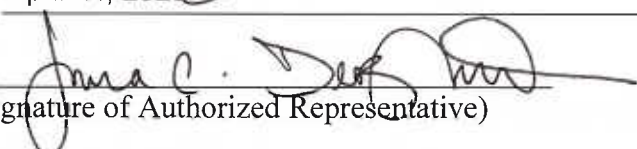
7. All documents set forth in the Bidders Checklist. Communications concerning this Bid shall be addressed in writing to:

Garret Wyckoff
City of Rome
198 Washington St., Rome NY, 13440
315-339-7644
gwyckoff@romecitygov.com

8. Terms used in this Bid will have the meanings indicated in the Instructions.

SUBMITTED on April 24, 2025 2025.

CONTRACTOR


(Signature of Authorized Representative)

Jenna DeBlasiis

(Print Name)

Corporate Secretary

(Title)

BIDDER INFORMATION SHEET

NAME OF BIDDER: * Mohawk Valley Materials, Inc. _____

ADDRESS: 1914 Black River Blvd N., Rome, NY 13440 _____

PHONE NUMBER: (315)507-2538 _____

TYPE OF ENTITY: CORPORATION ☒ PARTNERSHIP ____ INDIVIDUAL ____

IF A NONPUBLICLY OWNED CORPORATION:

NAME OF CORPORATION: Mohawk Valley Materials, Inc. _____

LIST OF PRINCIPAL STOCKHOLDERS (HOLDING OVER 5% OF OUTSTANDING SHARES):

Tricia Rutkowski, President

LIST OF OFFICERS: _____

Tricia Rutkowski, Joe Rutkowski, Allison Zakala, Jenna DeBlasiis

LIST OF DIRECTORS: _____

DATE OF ORGANIZATION: 4/3/2007 _____

IF A PARTNERSHIP:

PARTNERS: _____

NAME OF PARTNERSHIP: _____

DATE OF ORGANIZATION: _____

* IF THE BUSINESS IS CONDUCTED UNDER AN ASSUMED NAME, A COPY OF THE CERTIFICATE REQUIRED TO BE FILED UNDER THE NEW YORK GENERAL BUSINESS LAW MUST BE ATTACHED.

CERTIFIED COPY OF RESOLUTION OF BOARD OF DIRECTORS

Mohawk Valley Materials, Inc.

(NAME OF CORPORATION)

“Resolved that Jenna DeBlasiis, Corporate Secretary
(Person Authorized to Sign) (Title)

of Mohawk Valley Materials, Inc. authorized to sign and submit Bid for this corporation for
(Name of Corporation)

the following project:

Replace Culvert Link Road City of Rome Disaster Recovery

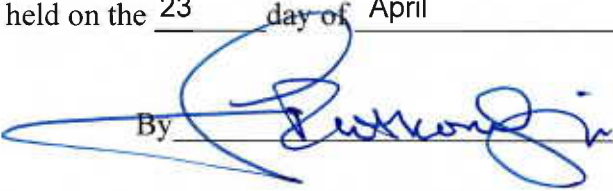
and to include in such bid the certificate as to non collusion, and for any inaccuracies or misstatements in such certificate this corporate Bidder shall be liable under the penalties of perjury.

The foregoing is true and correct copy of resolution adopted by:

Mohawk Valley Materials, Inc.

(NAME OF CORPORATION)

At meeting of its Board of Directors held on the 23 day of April 2025

By 

Title Tricia Rutkowski, President

(SEAL)

The above form must be completed if the Bidder is a corporation

**NON-COLLUSIVE BIDDING CERTIFICATION REQUIRED BY
SECTION 139-D OF THE STATE FINANCE LAW**

SECTION 139-D, Statement of Non-Collusion in bids to the State:

BY SUBMISSION OF THIS BID, BIDDER AND EACH PERSON SIGNING ON BEHALF OF BIDDER CERTIFIES, AND IN THE CASE OF JOINT BID, EACH PARTY THERETO CERTIFIES AS TO ITS OWN ORGANIZATION, UNDER PENALTY OF PERJURY, THAT TO THE BEST OF HIS/HER KNOWLEDGE AND BELIEF:

[1] The prices of this bid have been arrived at independently, without collusion, consultation, communication, or agreement, for the purposes of restricting competition, as to any matter relating to such prices with any other Bidder or with any competitor;

[2] Unless otherwise required by law, the prices which have been quoted in this bid have not been knowingly disclosed by the Bidder and will not knowingly be disclosed by the Bidder prior to opening, directly or indirectly, to any other Bidder or to any competitor; and

[3] No attempt has been made or will be made by the Bidder to induce any other person, partnership or corporation to submit or not to submit a bid for the purpose of restricting competition.

A BID SHALL NOT BE CONSIDERED FOR AWARD NOR SHALL ANY AWARD BE MADE WHERE [1], [2], [3] ABOVE HAVE NOT BEEN COMPLIED WITH; PROVIDED HOWEVER, THAT IF IN ANY CASE THE BIDDER(S) CANNOT MAKE THE FOREGOING CERTIFICATION, THE BIDDER SHALL SO STATE AND SHALL FURNISH BELOW A SIGNED STATEMENT WHICH SETS FORTH IN DETAIL THE REASONS THEREFORE:

[AFFIX ADDENDUM TO THIS PAGE IF SPACE IS REQUIRED FOR
STATEMENT.]

Subscribed to under penalty of perjury under the laws of the State of New York, this
24 day of April, 2025 as the act and deed of said corporation of partnership.

IF BIDDER(S) (ARE) A PARTNERSHIP, COMPLETE THE FOLLOWING:

NAMES OF PARTNERS OR PRINCIPALS

LEGAL RESIDENCE

IF BIDDER(S) (ARE) A CORPORATION, COMPLETE THE FOLLOWING:

NAME

LEGAL RESIDENCE

President:

Tricia Rutkowski

1914 Black River Blvd N. Rome, NY 13440

Secretary:

Jenna DeBlasiis

1914 Black River Blvd N. Rome, NY 13440

Treasurer:

Allison Zakala

1914 Black River Blvd N. Rome, NY 13440

President:

Secretary:

Treasurer:

Identifying Data

Potential Contractor Mohawk Valley Materials, Inc.

Address 1914 Black River Blvd N.

Street

Rome, NY 13440

City, Town, etc.

Telephone (315)507-2538

Title Office

If applicable, Responsible Corporate Officer

Name Jenna DeBlasiis

Title **Corporate Secretary**

Signature _____

Joint or combined bids by companies or firms must be certified on behalf of each participant.

Legal name of person, firm or corporation

Legal name of person, firm or corporation

By _____

Name _____

Name

Title

Title

Address

Street

Address

Street

City

State

City

State

**DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY
RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT**

ITEM NUMBER	ESTIMATED QUANTITY	ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE		AMOUNT BID	
			DOLLARS	CENTS	DOLLARS	CENTS
201.06	1	CLEARING AND GRUBBING (LARGE AREA) Six thousand ninety-three dollars and sixty-nine cents PER LUMP SUM	6 0 9 3	6 9	6 0 9 3	6 9
203.02	40	UNCLASSIFIED EXCAVATION Twenty-six dollars and seven cents PER CUBIC YARD	2 6	0 7	1 0 4 2	8 0
203.03	831	EMBANKMENT IN PLACE Sixteen dollars and eighty-four cents PER CUBIC YARD	1 6	8 4	1 3 9 9 4	0 4
203.21	175	SELECT STRUCTURE FILL Seventy-six dollars and nineteen cents PER CUBIC YARD	7 6	1 9	1 3 3 3 3	2 5
203.24010017	12	SHOULDER BACKUP MATERIAL One hundred fifty-four dollars and forty-seven cents PER CUBIC YARD	1 5 4	4 7	1 8 5 3	6 4

**DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY
RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT**

ITEM NUMBER	ESTIMATED QUANTITY	ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE		AMOUNT BID	
			DOLLARS	CENTS	DOLLARS	CENTS
206.01	1960	STRUCTURE EXCAVATION Thirty-four dollars and seventy-eight cents PER CUBIC YARD	34	78	68168	80
206.0201	133	TRENCH AND CULVERT EXCAVATION Twenty-five dollars and two cents PER CUBIC YARD	25	02	3327	66
209.1003	214	SEED AND MULCH - TEMPORARY Seventeen dollars and ninety-seven cents PER LINEAR FOOT	17	97	3845	58
209.110103	1	CHECK DAM (DITCH BOTTOM WIDTH > 6' TO 10'), STONE-TEMPORARY Three thousand one hundred sixty-nine dollars and four cents PER EACH	3169	04	3169	04
209.2301	300	SEDIMENT FILTER LOG-TEMPORARY, 12" Seven dollars and seventy-two cents PER LINEAR FOOT	7	72	2316	00

**DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY
RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT**

ITEM NUMBER	ESTIMATED QUANTITY	ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE		AMOUNT BID	
			DOLLARS	CENTS	DOLLARS	CENTS
304.12	145	SUBBASE COURSE, TYPE 2 Eighty dollars and forty-eight cents PER CUBIC YARD	8 0	4 8	1 1 6 6 9	6 0
402.098204	32	9.5 F2 TOP COURSE HMA, 80 SERIES COMPACTION Two hundred twenty-one dollars and three cents PER TON	2 2 1	03	7 0 7 2	9 6
402.198904	53	19 F9 BINDER COURSE HMA, 80 SERIES COMPACTION One hundred sixty-eight dollars and thirty-seven cents PER TON	1 6 8	3 7	8 9 2 3	6 1
402.378904	88	37.5 F9 BASE COURSE HMA, 80 SERIES COMPACTION One hundred forty-five dollars and sixty-one cents PER TON	1 4 5	6 1	1 2 8 1 3	6 8
407.0103	31	TACK COAT (STRAIGHT) Forty-two dollars and ninety-three cents PER GALLON	4 2	9 3	1 3 3 0	8 3

**DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY**

RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT

ITEM NUMBER	ESTIMATED QUANTITY	ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE		AMOUNT BID	
			DOLLARS	CENTS	DOLLARS	CENTS
553.020001	2	COFFERDAMS (TYPE 2) Nine thousand forty dollars and fifty-five cents PER EACH	9 0 4 0	5 5	1 8 0 8 1	1 1 0
553.030001	1	TEMPORARY WATERWAY DIVERSION STRUCTURE Sixty-seven thousand four hundred thirty-one dollars and seventy cents PER EACH	6 7 4 3 1	7 0	6 7 4 3 1	7 0
603.59060016	41	LONG-SPAN CORRUGATED STRUCTURAL PLATE STRUCTURE - ALUMINUM (#72 BOX) One hundred eighty-four thousand eight hundred seventy dollars and thirty cents PER LINEAR FOOT	1 8 4 8 7 0	3 0	1 8 4 8 7 0	3 0
606.10	260	BOX BEAM GUIDE RAILING Sixty-eight dollars and forty cents PER LINEAR FOOT	6 8	4 0	1 7 7 8 4	0 0
606.120101	2	BOX BEAM END PIECE One thousand nineteen dollars and thirty-seven cents PER EACH	1 0 1 9	3 7	2 0 3 8	7 4

**DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY
RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT**

ITEM NUMBER	ESTIMATED QUANTITY	ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE		AMOUNT BID	
			DOLLARS	CENTS	DOLLARS	CENTS
606.120201	2	BOX BEAM GUIDE RAILING TYPE II END SECTION Two thousand seven hundred eighty-six dollars and eleven cents PER EACH	2 7 8 6	1 1	5 5 7 2	2 2
610.1605	214	TURF ESTABLISHMENT - PERFORMANCE Twenty dollars and fourteen cents PER SQUARE YARD	2 0	1 4	4 3 0 9	9 6
619.01	1	BASIC WORK ZONE TRAFFIC CONTROL Twenty-one thousand four hundred forty-one dollars and forty-five cents PER LUMP SUM	2 1 4 4 1	4 5	2 1 4 4 1	4 5
619.04	12	TYPE III CONSTRUCTION BARRICADES Two hundred thirty-three dollars and fifty-five cents PER EACH	2 3 3	5 5	2 8 0 2	6 0
619.1711	48	TEMPORARY POSITIVE BARRIER - CATEGORY 1 (PINNING PROHIBITED) One hundred twelve dollars and fifty-four cents PER LINEAR FOOT	1 1 2	5 4	5 4 0 1	9 2

**DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY
RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT**

ITEM NUMBER	ESTIMATED QUANTITY	ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE		AMOUNT BID	
			DOLLARS	CENTS	DOLLARS	CENTS
619.1719	4	WARNING LIGHTS ON TEMPORARY POSITIVE BARRIERS Seventy-eight dollars and ninety cents PER EACH	7 8	9 0	3 1 5	6 0
620.02	14	STONE FILLING - FINE One hundred thirty-five dollars and forty-three cents PER CUBIC YARD	1 3 5	4 3	1 8 9 6	0 2
620.05	307	STONE FILLING - HEAVY One hundred forty-six dollars and forty-seven cents PER CUBIC YARD	1 4 6	4 7	4 4 9 6 6	2 9
620.0802	117	BEDDING MATERIAL - TYPE 2 One hundred twenty-nine dollars and seventeen cents PER CUBIC YARD	1 2 9	1 7	1 5 1 1 2	8 9
620.29110009	273	NEW (IMPORTED) STREAM BED MATERIAL (B) Fifty-nine dollars and forty-five cents PER CUBIC YARD	5 9	4 5	1 6 2 2 9	8 5

**DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY
RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT**

ITEM NUMBER	ESTIMATED QUANTITY	ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE		AMOUNT BID	
			DOLLARS	CENTS	DOLLARS	CENTS
621.51000015	30	GRADING CLEANING AND RESHAPING EXISTING DITCHES One hundred thirty-nine dollars and seventy-two cents PER LINEAR FOOT	1 3 9	7 2	4 1 9 1	6 0
625.01	1	SURVEY OPERATIONS Six thousand six hundred fifty dollars and ninety-nine cents PER LUMP SUM	6 6 5 0	9 9	6 6 5 0	9 9
627.50140008	72	CUTTING PAVEMENT Fifteen dollars and sixty-five cents PER LINEAR FOOT	1 5	6 5	1 1 2 6	8 0
640.10	202	WHITE PAINT REFLECTORIZED PAVEMENT STRIPES - 15 MILS Five dollars and eight cents PER LINEAR FOOT	5	0 8	1 0 2 6	1 6
640.11	246	YELLOW PAINT REFLECTORIZED PAVEMENT STRIPES - 15 MILS Five dollars and eight cents PER LINEAR FOOT	5	0 8	1 2 4 9	6 8

**DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY
RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT**

ITEM NUMBER	ESTIMATED QUANTITY	ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE		AMOUNT BID	
			DOLLARS	CENTS	DOLLARS	CENTS
646.22	4	DELINEATOR, SNOWPLOWING MARKER, SUPPLEMENTARY SNOWPLOWING MARKER PANELS Fourteen dollars and fifty-one cents PER EACH	1 4	5 1	5 8	0 4
646.32	4	STEEL POST, (X=1.1 LB/FT PR 2.0 LB/FT) Seventy-eight dollars and sixty cents PER EACH	7 8	6 0	3 1 4	4 0
697.03	29000	FIELD CHANGE PAYMENT (FCP) One dollar and zero cents PER DOLLAR CENT	\$ 1.00	00	\$ 29,000.00	00
698.04	217	ASPHALT PRICE ADJUSTMENT (LUMP SUM) [CALCULATED IN ESTIMATOR] One dollar and zero cents PER DOLLAR CENT	\$ 1.00	00	\$ 217.00	00

DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY
RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT

BROUGHT FORWARD

ITEM NUMBER	ESTIMATED QUANTITY	ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE		AMOUNT BID	
			DOLLARS	CENTS	DOLLARS	CENTS
699.040001	1	MOBILIZATION MUST NOT EXCEED 4% OF SUBTOTAL SHOWN ABOVE. SEE SPECIFICATION FOR THIS ITEM. FOR Twenty-four thousand one hundred eighty-five dollars and forty-one cents LUMP SUM	24185	41	24185	41
SHARE 1 TOTAL OR GROSS SUM WRITTEN IN WORDS:			\$ 635,229.90			
Six hundred thirty-five thousand two hundred twenty-nine dollars and ninety cents						

STATEMENT OF SURETY'S INTENT

To: City of Rome
(Owner)

We have reviewed the Bid of Mohawk Valley Materials, Inc.
(Contractor)
of 1914 Black River Blvd N., Rome, NY 13440
(Address)
for DR-4625NY City of Rome Disaster Recovery - Link Road Culvert Replacement; RFB-2025-002
(Project)

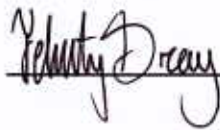
Bids for which will be received on 04/24/2025
(Bid Opening Date)

and wish to advise that should this Bid of the Contractor be accepted and the Contract awarded to him, it is our present intention to become surety on the performance bond and labor and material bond required by the Contract.

Any arrangement for the bonds required by the Contract is a matter between the Contractor and ourselves and we assume no liability to you or third parties if for any reason we do not execute the requisite bonds.

We are duly authorized to do business in the State of New York

Attest:



The Hanover Insurance Company



Surety's Authorized Signature(s)
Francis A. Lowther, Attorney-in-Fact

Attach Power of Attorney

(Corporate seal if any. If
no seal, write "No Seal"
across this place and sign.)

(This Form Must Be Completed
and Submitted with the Bid)

BID BOND

Any singular reference to Bidder, Surety, Owner or other party shall be considered plural where applicable.

BIDDER (Name and Address):

Mohawk Valley Materials, Inc.
1914 Black River Blvd N.
Rome, NY 13440

SURETY (Name and Address of Principal Place of Business):

The Hanover Insurance Company
440 Lincoln St.
Worcester, MA 01653-0002

OWNER (Name and Address):

City of Rome
198 North Washington Street
Rome, NY 13440

BID

Bid Due Date: As Noted in the Invitation to Bidders April 24, 2025

Description: **DR-4625NY City of Rome Disaster Recovery – Link Road Culvert Replacement**

BOND

Bond Number: N/A

Date (Not earlier than Bid due date): April 18, 2025

Penal sum *** FIVE PERCENT OF AMOUNT BID ***

(Words)

\$ 5% of Bid

(Figures)

Surety and Bidder, intending to be legally bound hereby, subject to the terms set forth below, do each cause this Bid Bond to be duly executed by an authorized officer, agent, or representative.

BIDDER

Mohawk Valley Materials, Inc.

(Seal)

Bidder's Name and Corporate Seal

By:

Signature

Print Name

Title

Attest:

Signature

Title

Pre-construction Administration

SURETY

The Hanover Insurance Company

(Seal)

Surety's Name and Corporate Seal

By:

Signature (Attach Power of Attorney)

Print Name

Francis A. Lowther

Attorney-in-Fact

Title

Attest:

Signature

Witness

Title

Note: Above addresses are to be used for giving any required notice. Provide execution by any additional parties, such as joint venturers, if necessary.

1. Bidder and Surety, jointly and severally, bind themselves, their heirs, executors, administrators, successors, and assigns to pay to Owner upon default of Bidder the penal sum set forth on the face of this Bond. Payment of the penal sum is the extent of Bidder's and Surety's liability. Recovery of such penal sum under the terms of this Bond shall be Owner's sole and exclusive remedy upon default of Bidder.
2. Default of Bidder shall occur upon the failure of Bidder to deliver within the time required by the Bidding Documents (or any extension thereof agreed to in writing by Owner) the executed Agreement required by the Bidding Documents and any performance and payment bonds required by the Bidding Documents.
3. This obligation shall be null and void if:
 - 3.1 Owner accepts Bidder's Bid and Bidder delivers within the time required by the Bidding Documents (or any extension thereof agreed to in writing by Owner) the executed Agreement required by the Bidding Documents and any performance and payment bonds required by the Bidding Documents, or
 - 3.2 All Bids are rejected by Owner, or
 - 3.3 Owner fails to issue a Notice of Award to Bidder within the time specified in the Bidding Documents (or any extension thereof agreed to in writing by Bidder and, if applicable, consented to by Surety when required by Paragraph 5 hereof).
4. Payment under this Bond will be due and payable upon default of Bidder and within 30 calendar days after receipt by Bidder and Surety of written notice of default from Owner, which notice will be given with reasonable promptness, identifying this Bond and the Project and including a statement of the amount due.
5. Surety waives notice of any and all defenses based on or arising out of any time extension to issue Notice of Award agreed to in writing by Owner and Bidder, provided that the total time for issuing Notice of Award including extensions shall not in the aggregate exceed 120 days from Bid due date without Surety's written consent.
6. No suit or action shall be commenced under this Bond prior to 30 calendar days after the notice of default required in Paragraph 4 above is received by Bidder and Surety and in no case later than one year after Bid due date.
7. Any suit or action under this Bond shall be commenced only in a court of competent jurisdiction located in the state in which the Project is located.
8. Notices required hereunder shall be in writing and sent to Bidder and Surety at their respective addresses shown on the face of this Bond. Such notices may be sent by personal delivery, commercial courier, or by United States Registered or Certified Mail, return receipt requested, postage pre-paid, and shall be deemed to be effective upon receipt by the party concerned.
9. Surety shall cause to be attached to this Bond a current and effective Power of Attorney evidencing the authority of the officer, agent, or representative who executed this Bond on behalf of Surety to execute, seal, and deliver such Bond and bind the Surety thereby.
10. This Bond is intended to conform to all applicable statutory requirements. Any applicable requirement of any applicable statute that has been omitted from this Bond shall be deemed to be included herein as if set forth at length. If any provision of this Bond conflicts with any applicable statute, then the provision of said statute shall govern and the remainder of this Bond that is not in conflict therewith shall continue in full force and effect.
11. The term "Bid" as used herein includes a Bid, offer, or proposal as applicable.

INDIVIDUAL ACKNOWLEDGMENT

State of _____
County of _____

On this _____ day of _____, _____, before me personally appeared _____ known to me to be the person described in and who executed the foregoing instrument, and he/she duly acknowledged to me that he/she executed the same.

Notary Public

CORPORATION ACKNOWLEDGMENT

State of New York
County of Oneida

On this 24 day of April, 2025, before me personally appeared Jenna DeBlasiis to me known, who being by me duly sworn, did depose and say: that he/she resides at Rome, NY; that he/she is Corporate Secretary of the corporation described in and which executed the foregoing instrument; that he/she knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation; and that he/she signed his/her name thereto by like order.

Amelia Elizabeth Ouellette
Notary Public

AMELIA ELIZABETH OUELLETTE
NOTARY PUBLIC, STATE OF NEW YORK
Registration No. 01OU0034254
Qualified in Oneida County
Commission Expires February 26, 2029

SURETY ACKNOWLEDGMENT

State of New York
County of Onondaga

On this 18th day of April, 2025, before me personally appeared Francis A. Lowther to me known, who being by me duly sworn, did depose and say: that he/she resides in the City of Syracuse, NY; that he/she is the Attorney-in-Fact of the above signed surety, the corporation described in and which executed the within instrument; that he/she knows the corporate seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation; and that he/she signed his/her name thereto by like order.

Felicity Anne Gray
Notary Public

FELICITY ANNE GRAY
Notary Public - State of New York
No. 01GR0020783
Qualified in Onondaga County
My Commission Expires Feb. 6, 2028

THE HANOVER INSURANCE COMPANY
MASSACHUSETTS BAY INSURANCE COMPANY
CITIZENS INSURANCE COMPANY OF AMERICA

POWER OF ATTORNEY

THIS Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated.

KNOW ALL PERSONS BY THESE PRESENTS:

That THE HANOVER INSURANCE COMPANY and MASSACHUSETTS BAY INSURANCE COMPANY, both being corporations organized and existing under the laws of the State of New Hampshire, and CITIZENS INSURANCE COMPANY OF AMERICA, a corporation organized and existing under the laws of the State of Michigan, (hereinafter individually and collectively the "Company") does hereby constitute and appoint,

Francis A. Lowther, Chelsea E. Follett, Matthew J. Capriotti, Felicity A. Gray, Edward J. Reagan and/or Sean Reagan

Of JAMES P. REAGAN AGENCY INC, Marcellus, NY each individually, if there be more than one named, as its true and lawful attorney(s)-in-fact to sign, execute, seal, acknowledge and deliver for, and on its behalf, and as its act and deed any place within the United States, any and all surety bonds, recognizances, undertakings, or other surety obligations. The execution of such surety bonds, recognizances, undertakings or surety obligations, in pursuance of these presents, shall be as binding upon the Company as if they had been duly signed by the president and attested by the secretary of the Company, in their own proper persons. Provided however, that this power of attorney limits the acts of those named herein; and they have no authority to bind the Company except in the manner stated and to the extent of any limitation stated below:

Any such obligations in the United States, not to exceed Seventy Five Million and No/100 (\$75,000,000) in any single instance

That this power is made and executed pursuant to the authority of the following Resolutions passed by the Board of Directors of said Company, and said Resolutions remain in full force and effect:

RESOLVED: That the President or any Vice President, in conjunction with any Vice President, be and they hereby are authorized and empowered to appoint Attorneys-in-fact of the Company, in its name and as it acts, to execute and acknowledge for and on its behalf as surety, any and all bonds, recognizances, contracts of indemnity, waivers of citation and all other writings obligatory in the nature thereof, with power to attach thereto the seal of the Company. Any such writings so executed by such Attorneys-in-fact shall be binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company in their own proper persons.

RESOLVED: That any and all Powers of Attorney and Certified Copies of such Powers of Attorney and certification in respect thereto, granted and executed by the President or Vice President in conjunction with any Vice President of the Company, shall be binding on the Company to the same extent as if all signatures therein were manually affixed, even though one or more of any such signatures thereon may be facsimile. (Adopted October 7, 1981 – The Hanover Insurance Company; Adopted April 14, 1982 – Massachusetts Bay Insurance Company; Adopted September 7, 2001 – Citizens Insurance Company of America and affirmed by each Company on March 24, 2014)

IN WITNESS WHEREOF, THE HANOVER INSURANCE COMPANY, MASSACHUSETTS BAY INSURANCE COMPANY and CITIZENS INSURANCE COMPANY OF AMERICA have caused these presents to be sealed with their respective corporate seals, duly attested by two Vice Presidents, this 29th day of March, 2024



The Hanover Insurance Company
Massachusetts Bay Insurance Company
Citizens Insurance Company of America

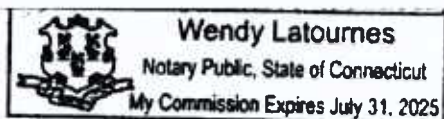
James H. Kawiecki
James H. Kawiecki, Vice President

The Hanover Insurance Company
Massachusetts Bay Insurance Company
Citizens Insurance Company of America

Joellen M. Mendoza
Joellen M. Mendoza, Vice President

STATE OF CONNECTICUT)
COUNTY OF HARTFORD) ss.

On this 29th day of March, 2024 before me came the above named Executive Vice President and Vice President of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America, to me personally known to be the individuals and officers described herein, and acknowledged that the seals affixed to the preceding instrument are the corporate seals of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America, respectively, and that the said corporate seals and their signatures as officers were duly affixed and subscribed to said instrument by the authority and direction of said Corporations.



Wendy Latournes
Wendy Latournes, Notary Public
My commission expires July 31, 2025

I, the undersigned Vice President of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America, hereby certify that the above and foregoing is a full, true and correct copy of the Original Power of Attorney issued by said Companies, and do hereby further certify that the said Powers of Attorney are still in force and effect.

GIVEN under my hand and the seals of said Companies, at Worcester, Massachusetts, this 18th day of April, 2025.

CERTIFIED COPY

The Hanover Insurance Company
Massachusetts Bay Insurance Company
Citizens Insurance Company of America

John Rowedder
John Rowedder, Vice President

The Hanover Insurance Company, Bedford, New Hampshire
Assets and Liabilities as of December 31, 2024

ASSETS

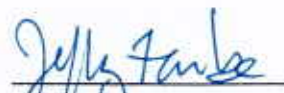
Cash in Banks (Including Short-Term Investments).....	\$	163,244,951
Bonds and Stocks.....	\$	8,489,361,280
Other Admitted Assets.....	\$	<u>2,697,333,556</u>
Total Admitted Assets.....	\$	<u>11,349,939,787</u>

LIABILITIES, CAPITAL AND SURPLUS

Reserve for Unearned Premiums.....	\$	2,581,837,191
Reserve for Loss and Loss Expense.....	\$	5,197,561,025
Reserve for Taxes.....	\$	14,527,726
Funds Held Under Reinsurance Treaties.....	\$	1,440,729
Reserve for all Other Liabilities.....	\$	592,107,679
Capital Stock - \$1.00 Par.....	\$	5,000,000
Net Surplus.....	\$	<u>2,957,465,437</u>
Policyholders' Surplus.....	\$	<u>2,962,465,437</u>
Total Liabilities, Capital and Surplus.....	\$	<u>11,349,939,787</u>

COMMONWEALTH OF MASSACHUSETTS
COUNTY OF WORCESTER

I, Jeffrey Farber, Assistant Treasurer of The Hanover Insurance Company, being duly sworn deposes and says that he is the above described officer of said Company, and certifies that the forgoing statement is a true statement of the condition and affairs of the said Company on December 31, 2024.


Jeffrey Farber
Assistant Treasurer

AFFIDAVIT OF WORKERS COMPENSATION

State of New York

SS:

County of Oneida

Jenna DeBlasiis, Corporate Secretary

of Mohawk Valley Materials, Inc.

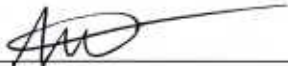
being duly sworn, deposes and says that he now carries or that he has applied for a Workers Compensation Policy to cover the operations, as set forth in the preceding contract, and to comply with the provisions thereof.

Signed:



Subscribed and sworn to before me

this 24 day of April, 2025



Notary Public

AMELIA ELIZABETH OUELLETTE
NOTARY PUBLIC, STATE OF NEW YORK
Registration No. 01OU0034254
Qualified in Oneida County
Commission Expires February 26, 2029

CERTIFICATION OF COMPLAINEE IRAN DIVESTMENT ACT

As a result of the Iran Divestment Act of 2012 (Act), Chapter 1 of the 2012 Laws of New York, a new provision has been added to the State Finance Law (SFL), § 165-a, effective April 12, 2012. Under the Act, the Commissioner of the Office of General Services (OGS) will be developing a list (prohibited entities list) of "persons" who are engaged in "investment activities in Iran" (both are defined terms in the law). Pursuant to SFL § 165-a(3)(b), the initial list is expected to be issued no later than 120 days after the Act's effective date, at which time it will be posted on the OGS website.

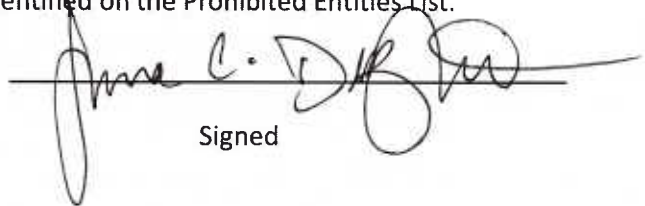
By submitting a bid in response to this solicitation or by assuming the responsibility of a Contract awarded hereunder, each Bidder/Contractor, any person signing on behalf of the Bidder/Contractor and any assignee or subcontractor and, in the case of a joint bid, each party thereto, certifies, under penalty of perjury, that once the Prohibited Entities List is posted on the OGS website, that to the best of its knowledge and belief, that each Bidder/Contractor and any subcontractor or assignee is not identified on the Prohibited Entities List created pursuant to SFL § 165-a(3)(b).

Additionally, Bidder/Contractor is advised that once the Prohibited Entities List is posted on the OGS website, any Contractor seeking to renew or extend a Contract or assume the responsibility of a Contract awarded in response to this solicitation, must certify at the time the Contract is renewed, extended or assigned that it is not included on the Prohibited Entities List.

During the term of the Contract, should the Municipality receive information that a Bidder/Contractor is in violation of the above-referenced certification, the Municipality will offer the person or entity an opportunity to respond. If the person or entity fails to demonstrate that it has ceased its engagement in the investment which is in violation of the Act within 90 days after the determination of such violation, then the Municipality shall take such action as may be appropriate including, but not limited to, imposing sanctions, seeking compliance, recovering damages, or declaring the Bidder/Contractor in default.

The Municipality reserves the right to reject any bid or request for assignment for a Bidder/Contractor that appears on the Prohibited Entities List prior to the award of a contract, and to pursue a responsibility review with respect to any Bidder/Contractor that is awarded a contract and subsequently appears on the Prohibited Entities List.

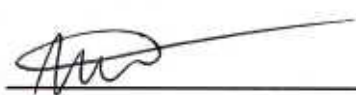
I Jenna DeBlasiis, being duly sworn, deposes and says that he/she is the Corporate Secretary of Mohawk Valley Materials, Inc. and neither the Bidder/Contractor nor any proposed subcontractor is identified on the Prohibited Entities List.

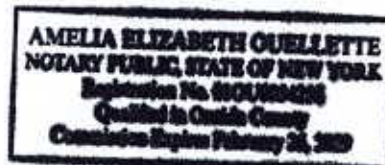

Signed

SWORN to before me this

24 day of April

2025

Notary Public: 

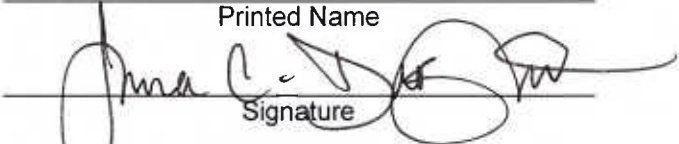


**AUTHORIZATION DIRECTING STATE AGENCIES AND
AUTHORITIES TO DIVEST PUBLIC FUNDS SUPPORTING RUSSIA**

- A. By submission of this bid, each bidder and each person signing on behalf of any bidder certifies, and in the case of a joint bid, each party thereto certifies as to its own organization, under Executive Order of the State of New York, to divest their money and assets from any investment, to terminate any contract with an institution or company, that is determined to be a Russian or supporting entity and to refrain from entering new contracts or making any investments in such entities in the future,
- B. A bid shall not be considered for award, nor shall any award be made where the condition set forth in Paragraph A above has not been complied with; provided, however, that in any case the bidder cannot make the forgoing certification set forth in Paragraph A above, the bidder shall so state and shall furnish with the bid a signed statement which sets forth in detail the reasons therefore. Where Paragraph A above cannot be complied with, the Finance Department to the political subdivision, public department, agency or official thereof to which the bid is made, or his designee, may award a bid, on a case by case business under the following circumstances:
1. The investment activities in Russia were made before February 27, 2022, the investment activities in Russia have not been expanded or renewed after February 27, 2022, and the Bidder has adopted, publicized and is implementing a formal plan to cease the investment activities in Russia and to refrain from engaging in any new investments in Russia; or
 2. The political subdivision makes a determination that the goods or services are necessary for the political subdivision to perform its function and that, absent such an exemption, the political subdivision would be unable to obtain the goods or services for which the contract is offered. Such determination shall be made in writing and shall be a public document.

Jenna DeBlasiis

Printed Name



Signature

Mohawk Valley Materials, Inc.

Company Name

4/24/2025

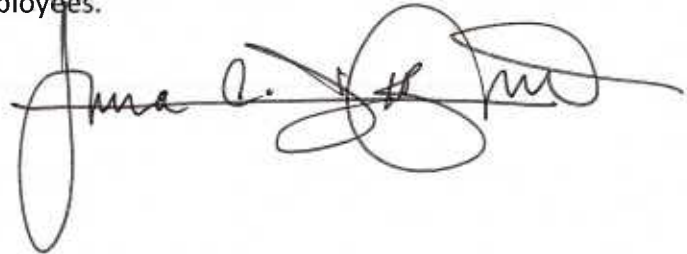
Date

SEXUAL HARASSMENT PREVENTION CERTIFICATION FOR CONSTRUCTION CONTRACT BIDS
(Per NYSDOT EB 18-047, signed 12/20/2018)

By submission of this bid, each bidder and each person signing on behalf of any bidder certifies, and in the case of a joint bid each party thereto certifies as to its own organization, under penalty of perjury, that the bidder has and has implemented a written policy addressing sexual harassment prevention in the workplace and provides annual sexual harassment prevention training to all of its employees. Such policy shall, at a minimum, meet the requirements of section two hundred one-g of the New York State Labor Law.

I Jenna DeBlasiis, being duly sworn, deposes and says that he/she is the
Corporate Secretary of Mohawk Valley Materials, Inc. and certify

Mohawk Valley Materials, Inc. is compliance with maintaining a written policy addressing sexual harassment prevention in the workplace and providing annual sexual harassment prevention training to all their employees.

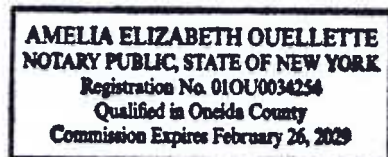
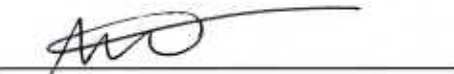


SWORN to before me this

24 day of April

2025

Notary Public:



**DISADVANTAGED/MINORITY/WOMENS BUSINESS ENTERPRISE (D/M/WBE)
UTILIZATION GOALS**

Please refer to the Contract Provisions within this Project Manual.

The DBE goal for this project is: 5%

The MBE Goal for this Project is 0%

The WBE Goal for this Project is 0%

There are no SDVOB goals for this project.

The Bidder shall designate and enter below the name of the Minority/Women's Business Enterprise Officer who will have the responsibility for the /M/WBE Utilization.

Bidder Designated M/WBE Officer

Jenna DeBlasiis

(Name)

Corporate Secretary

(Title)

Telephone Number

(315) 507-2538

RETURN THIS PAGE WITH BID

NEW YORK STATE VENDOR RESPONSIBILITY QUESTIONNAIRE FOR-PROFIT CONSTRUCTION (CCA-2)

You have selected the For-Profit Construction questionnaire, commonly known as the “CCA-2,” which may be printed and completed in this format or, for your convenience, may be completed online using the [New York State VendRep System](#).

COMPLETION & CERTIFICATION

The person(s) completing the questionnaire must be knowledgeable about the vendor’s business and operations. An owner or owner’s official representative authorized to legally bind the Reporting Entity, must certify the truth of the questionnaire answers.

NEW YORK STATE VENDOR IDENTIFICATION NUMBER (VENDOR ID)

The Vendor ID is a ten-digit identifier issued by New York State when the vendor is registered on the Statewide Vendor File. This number must now be included on the questionnaire. If the business entity has not obtained a Vendor ID, contact the IT Service Desk at ITServiceDesk@osc.state.ny.us or call 866-370-4672.

DEFINITIONS

All underlined terms are defined in the “New York State Vendor Responsibility Definitions List,” found at <http://www.osc.state.ny.us/vendrep/documents/questionnaire/definitions.pdf>. These terms may not have their ordinary, common, or traditional meanings. Each vendor must read the respective definitions for any and all underlined terms. By submitting this questionnaire, the vendor agrees to be bound by the terms as defined in the “New York State Vendor Responsibility Definitions List” existing at the time of certification.

RESPONSES

Every question must be answered fully. Each response must provide all relevant information to appropriately explain the answer. If you have concerns as to the legal requirements behind your answers, please seek clarification from your counsel. However, information regarding a determination or finding made in error which was subsequently corrected or overturned, and/or was withdrawn by the issuing government entity, is not required to be identified. Individuals and Sole Proprietors may use a Social Security Number but are encouraged to obtain and use a federal Employer Identification Number (EIN).

**NEW YORK STATE VENDOR RESPONSIBILITY QUESTIONNAIRE
FOR-PROFIT CONSTRUCTION (CCA-2)**

BUSINESS ENTITY INFORMATION				
<u>Legal Business Name</u> Mohawk Valley Materials, Inc		<u>EIN</u> 20-8311089		
Address of the <u>Principal Place of Business</u> (street, city, state, zip code) NO P.O. Boxes 1914 Black River Blvd N Rome, NY 13440		<u>New York State Vendor Identification Number</u> 1100010034		
		Telephone 315-507-2538 ext.	Fax 315-292-7229	
		Website (include all) www.mohawkvalleymaterials.com		
Authorized Contact for this Questionnaire				
Name Jenna DeBlasiis		Telephone 315-507-2538 ext. 107		Fax
Title Corporate Secretary		Email JD@mohawkvalleymaterials.com		
Additional <u>Business Entity</u> Identities: If applicable, list any other <u>DBA</u> , <u>Trade Name</u> , <u>Former Name</u> , Other Identity, or <u>EIN</u> used in the last five (5) years, the state or county where filed and the status (active or inactive).				
Type	Name	EIN	State or County where filed	Status

I. BUSINESS CHARACTERISTICS	
1.0 <u>Business Entity</u> Type – Check appropriate box and provide additional information:	
a) ☒ <u>Corporation</u> (including <u>PC</u>)	Date of Incorporation 04/03/2007
b) ☐ <u>Limited Liability Company (LLC or PLLC)</u>	Date Organized
c) ☐ <u>Limited Liability Partnership</u>	Date of Registration
d) ☐ <u>Limited Partnership</u>	Date Established
e) ☐ <u>General Partnership</u>	Date Established County (if formed in NYS)
f) ☐ <u>Sole Proprietor</u>	How many years in business?
g) ☐ Other	Date Established
If Other, explain:	
1.0 Was the <u>Business Entity</u> formed in New York State? ☒ Yes ☐ No	
If “No,” indicate jurisdiction where the <u>Business Entity</u> was formed:	

NEW YORK STATE VENDOR RESPONSIBILITY QUESTIONNAIRE FOR-PROFIT CONSTRUCTION (CCA-2)

I. BUSINESS CHARACTERISTICS				
☒ United States	State	NY		
☐ Other	Country			
1.2 Is the <u>Legal Business Entity</u> publicly traded?				☐ Yes ☒ No
If "Yes," provide the <u>CIK code</u> or Ticker Symbol:				
1.3 Is the <u>Business Entity</u> currently <u>registered to do business in New York State</u> ?				☒ Yes ☐ No
Note: Select "Not Required" if the Business Entity is a Sole Proprietor or General Partnership				☐ Not Required
If "No," explain why the <u>Business Entity</u> is not required to be <u>registered to do business in New York State</u> :				
1.4 Is the responding <u>Business Entity</u> a <u>Joint Venture</u> ? Note: If the submitting <u>Business Entity</u> is a <u>Joint Venture</u> , also submit a separate questionnaire for each <u>Business Entity</u> comprising the <u>Joint Venture</u> .				☐ Yes ☒ No
1.5 If the <u>Business Entity's Principal Place of Business</u> is not in New York State, does the <u>Business Entity</u> maintain an office in New York State? (Select "N/A" if <u>Principal Place of Business</u> is in New York State.)				☐ Yes ☐ No ☒ N/A
If "Yes," provide the address and telephone number for one office located in New York State.				
1.6 Is the Business Entity a New York State certified <u>Minority-Owned Business Enterprise</u> , <u>Women-Owned Business Enterprise</u> , <u>Service-Disabled Veteran-Owned Business</u> , <u>New York State Small Business</u> , or federally certified <u>Disadvantaged Business Enterprise</u> ?				☒ Yes ☐ No
If "Yes," check all that apply:				
☐ New York State certified <u>Minority-Owned Business Enterprise</u> (MBE)				
☒ New York State certified <u>Women-Owned Business Enterprise</u> (WBE)				
☐ New York State certified <u>Service-Disabled Veteran-Owned Business</u> (SDVOB)				
☒ New York State Small Business				
☐ Federally certified <u>Disadvantaged Business Enterprise</u> (DBE)				
1.7 Identify each person or Business Entity that is or has been within the past five (5) years, a Business Entity Official, or a <u>Principal Owner</u> of 5.0% or more of the Reporting Entity's shares; or one of the five largest shareholders, if applicable. (Attach additional pages if necessary.)				
<u>Joint Ventures</u> : Provide information for all firms involved.				
Each Business Entity identified as a Principal Owner must also submit a Vendor Responsibility Questionnaire.				
(Add additional sheets if necessary.) For each person, include name, title, date of birth, percentage of ownership, and employment status. For each Business Entity that is a Principal Owner, include name, address, EIN, and percentage of ownership.				
If there is no person or <u>Business Entity</u> that owns 5% or more of the Reporting Entity, check here: ☐				
Name (For each person, include a middle initial)	Title	Date of Birth	Percentage of ownership 100% (Enter 0%, if not applicable)	Employment status with the firm
Tricia M. Rutkowski	President	05/06/1974	100% (Enter 0%, if not applicable)	Full Time

NEW YORK STATE VENDOR RESPONSIBILITY QUESTIONNAIRE FOR-PROFIT CONSTRUCTION (CCA-2)

I. BUSINESS CHARACTERISTICS				
				☐ Current ☐ Former ☐ N/A
				☐ Current ☐ Former ☐ N/A
				☐ Current ☐ Former ☐ N/A
				☐ Current ☐ Former ☐ N/A
Name of <u>Each Business Entity</u> owning 5% or more of <u>Reporting Entity</u>	Address	EIN	Percentage Ownership	

II. AFFILIATE and JOINT VENTURE RELATIONSHIPS		
2.0 Are there any other <u>construction</u> -related firms in which, now or in the past five years, the submitting <u>Business Entity</u> or any of the individuals or business entities listed in question 1.7 either owned or owns 5.0% or more of the shares of, or was or is one of the five largest shareholders or a director, officer, partner, or proprietor of said other firm? If yes, identify below and if there is more than one, <i>attach additional pages with required information.</i>		☐ Yes ☒ No
Firm/Company Name	Firm/Company EIN (If available)	Firm/Company's Primary Business Activity
Firm/Company Address		
Explain relationship with the firm and indicate percent of ownership, if applicable (enter N/A, if not applicable):		
Are there any shareholders, directors, officers, owners, partners or proprietors that the submitting <u>Business Entity</u> has in common with the disclosed firm(s)?		☐ Yes ☐ No
Individual's Name <i>(Include middle initial)</i>	Position/Title with Firm/Company	

NEW YORK STATE VENDOR RESPONSIBILITY QUESTIONNAIRE FOR-PROFIT CONSTRUCTION (CCA-2)

II. AFFILIATE and JOINT VENTURE RELATIONSHIPS

2.1 Does the Business Entity have any construction-related affiliates not identified in the response to question 2.0 above? ☐ Yes ☒ No

If yes, identify below and if there is more than one, *attach additional pages with the required information.*

Affiliate Name	Affiliate EIN (If available)	Affiliate's Primary Business Activity
----------------	------------------------------	---------------------------------------

Affiliate Address

Explain relationship with the affiliate and indicate percent of ownership, if applicable (*enter N/A, if not applicable*):

Are there any shareholders, directors, officers, owners, partners or proprietors that the submitting Business Entity has in common with the disclosed affiliate(s)? ☐ Yes ☐ No

Individual's Name (*Include middle initial*)

Position/Title with Firm/Company

2.2 Has the Business Entity participated in any construction-related Joint Ventures within the past three (3) years? ☐ Yes ☒ No

If yes, identify below and if there is more than one, *attach additional pages with the required information.*

Joint Venture Name	Joint Venture EIN (If available)	Identify parties to the Joint Venture
--------------------	----------------------------------	---------------------------------------

III. CONTRACT HISTORY

3.0 Has the Business Entity completed any construction contracts? ☒ Yes ☐ No

If "Yes," list the ten most recent construction contracts the Business Entity has completed for government clients using Attachment A – Completed Construction Contracts, found at www.osc.state.ny.us/vendrep/documents/questionnaire/ac3294s.doc.

At the Business Entity's option, it may include construction contracts completed for private clients. If less than ten, include most recent subcontracts on projects up to that number.

3.1 Does the Business Entity currently have uncompleted construction contracts? ☒ Yes ☐ No

If "Yes," list all current uncompleted construction contracts for government clients by using Attachment B – Uncompleted Construction Contracts, found at www.osc.state.ny.us/vendrep/documents/questionnaire/ac3295s.doc.

Note: Ongoing projects must be included. At the Business Entity's option, it may include construction contracts uncompleted for private clients.

IV. INTEGRITY – CONTRACT BIDDING

Within the past five (5) years, has the Business Entity, an affiliate, or any predecessor company or entity:

4.0 Been <u>suspended</u> or <u>debarred</u> from any <u>government contracting process</u> or been <u>disqualified</u> on any government procurement?	☐ Yes ☒ No
4.1 Been subject to a denial or revocation of a government prequalification?	☐ Yes ☒ No
4.2 Had any bid rejected by a <u>government entity</u> for lack of qualifications, responsibility or because of the submission of an informal, non-responsive or incomplete bid?	☐ Yes ☒ No
4.3 Had a proposed subcontract rejected by a <u>government entity</u> for lack of qualifications, responsibility or because of the submission of an informal, non-responsive or incomplete bid?	☐ Yes ☒ No

NEW YORK STATE VENDOR RESPONSIBILITY QUESTIONNAIRE FOR-PROFIT CONSTRUCTION (CCA-2)

IV. INTEGRITY – CONTRACT BIDDING

Within the past five (5) years, has the Business Entity, an affiliate, or any predecessor company or entity:

4.4 Had a bid rejected on a <u>government contract</u> for failure to make <u>good faith efforts</u> on any <u>Minority-Owned Business Enterprise</u> , <u>Women-Owned Business Enterprise</u> , <u>Service-Disabled Veteran-Owned Business</u> or <u>Disadvantaged Business Enterprise</u> goal or <u>statutory affirmative action requirements</u> on a previously held contract?	☐ Yes ☒ No
4.5 Agreed to a voluntary exclusion from bidding/contracting with a <u>government entity</u> ?	☐ Yes ☒ No
4.6 Requested or been permitted to withdraw a bid submitted to a <u>government entity</u> or made any claim of an error on a bid submitted to a <u>government entity</u> ?	☐ Yes ☒ No

For each "Yes," provide an explanation of the issue(s), the Business Entity, affiliate, predecessor company or entity involved, the relationship to the submitting Business Entity, the government entity involved, project(s), relevant dates, any remedial or corrective action(s) taken and the current status of the issue(s). Provide answer(s) below or attach additional sheets with numbered responses to explain each "YES" response.

V. INTEGRITY – CONTRACT AWARD

Within the past five (5) years, has the Business Entity, an affiliate, or any predecessor company or entity:

5.0 Defaulted on or been <u>suspended</u> , cancelled or <u>terminated for cause</u> on any contract?	☐ Yes ☒ No
5.1 Been subject to an <u>administrative proceeding</u> or civil action, including arbitration, seeking specific performance or restitution (except any disputed work proceeding) in connection with any <u>government contract</u> ?	☐ Yes ☒ No
5.2 Entered into a formal monitoring agreement, integrity agreement, consent decree, or stipulation, settlement as specified by, or agreed to with, any <u>government entity</u> ?	☐ Yes ☒ No
5.3 Had its surety called upon to complete any contract whether government or private sector?	☐ Yes ☒ No
5.4 Forfeited all or part of a standby letter of credit in connection with any <u>government contract</u> ?	☐ Yes ☒ No

For each "Yes," provide an explanation of the issue(s), the Business Entity, affiliate, predecessor company or entity involved, the relationship to the submitting Business Entity, the government entity/owners involved, project(s), contract number(s), relevant dates, any remedial or corrective action(s) taken and the current status of the issue(s). Provide answer(s) below or attach additional sheets with numbered responses to explain each "YES" response.

VI. CERTIFICATIONS/LICENSES

Within the past five (5) years, has the Business Entity, an affiliate, or any predecessor company or entity:

6.0 Had a revocation or <u>suspension</u> of any business or professional permit and/or license?	☐ Yes ☒ No
6.1 Had a denial, decertification, revocation or forfeiture of New York State certification of <u>Minority-Owned Business Enterprise</u> , <u>Women-Owned Business Enterprise</u> , <u>Service-Disabled Veteran-Owned Business</u> or a federal certification of <u>Disadvantaged Business Enterprise</u> status, for other than a change of ownership?	☐ Yes ☒ No

For each "Yes," provide an explanation of the issue(s), the Business Entity affiliate, predecessor company or entity involved, the relationship to the submitting Business Entity, the government entity involved, relevant dates, any remedial or corrective action(s) taken and the current status of the issue(s). Provide answer(s) below or attach additional sheets with numbered responses to explain each "YES" response.

NEW YORK STATE VENDOR RESPONSIBILITY QUESTIONNAIRE FOR-PROFIT CONSTRUCTION (CCA-2)

VII. LEGAL PROCEEDINGS/GOVERNMENT INVESTIGATIONS

Within the past five (5) years, has the Business Entity, an affiliate, or any predecessor company or entity:

7.0 Been the subject of a criminal <u>investigation</u> , whether open or closed, or an indictment for any business-related conduct constituting a crime under local, state or <u>federal</u> law?	☐ Yes ☒ No
7.1 Been the subject of: (i.) An indictment, grant of immunity, <u>judgment</u> or conviction (including entering into a plea bargain) for conduct constituting a crime; or (ii.) Any criminal <u>investigation</u> , felony indictment or conviction concerning the formation of, or any business association with, an allegedly false or fraudulent <u>Minority-Owned Business Enterprise</u> , <u>Women-Owned Business Enterprise</u> , Service-Disabled Veteran-Owned Business, or a <u>Disadvantaged Business Enterprise</u> ?	☐ Yes ☒ No
7.2 Received any <u>OSHA</u> citation, which resulted in a final determination classified as <u>serious</u> or <u>willful</u> ?	☐ Yes ☒ No
7.3 Had a <u>government entity</u> find a willful prevailing wage or supplemental payment violation?	☐ Yes ☒ No
7.4 Had a New York State Labor Law violation deemed willful?	☐ Yes ☒ No
7.5 Entered into a consent order, monitoring agreement or other type of oversight with the New York State Department of Environmental Conservation, or a <u>federal</u> , state or local government enforcement entity involving a violation of <u>federal</u> , state or local environmental laws?	☐ Yes ☒ No
7.6 Other than previously disclosed, been the subject of any <u>citations</u> , notices or violation orders; a pending administrative hearing, proceeding or determination of a violation of: • <u>Federal</u> , state or local health laws, rules or regulations; • <u>Federal</u> , state or local environmental laws, rules or regulations; • Unemployment insurance or workers compensation coverage or <u>claim</u> requirements; • Any labor law or regulation, which was deemed willful; • Employee Retirement Income Security Act (ERISA); • <u>Federal</u> , state or local human rights laws; • <u>Federal</u> , state or local security laws; • <u>Federal</u> , state, or local tax laws?	☐ Yes ☒ No

For each "Yes," provide an explanation of the issue(s), the Business Entity, affiliate, predecessor company or entity involved, the relationship to the submitting Business Entity, the government entity involved, relevant dates, any remedial or corrective action(s) taken and the current status of the issue(s). Provide answer(s) below or attach additional sheets with numbered responses to explain each "YES" response.

Note: Information regarding a determination or finding made in error, which was subsequently corrected or overturned, and/or was withdrawn by the issuing government entity, is not required.

NEW YORK STATE VENDOR RESPONSIBILITY QUESTIONNAIRE FOR-PROFIT CONSTRUCTION (CCA-2)

VIII. LEADERSHIP INTEGRITY

If the Business Entity is a Joint Venture Entity, answer "N/A - Not Applicable" to questions in this section.

Within the past five (5) years has any individual previously identified or any individual currently or formerly having the authority to sign, execute or approve bids, proposals, contracts or supporting documentation on behalf of the Business Entity with any government entity been:

8.0 <u>Sanctioned</u> relative to any business or professional permit and/or license?	☐ Yes ☒ No ☐ N/A
8.1 <u>Suspended, debarred or disqualified</u> from any <u>government contracting process</u> ?	☐ Yes ☒ No ☐ N/A
8.2 The subject of a criminal <u>investigation</u> , whether open or closed, or an indictment for any business-related conduct constituting a crime under local, state or <u>federal</u> law?	☐ Yes ☒ No ☐ N/A
8.3 Charged with a misdemeanor or felony, indicted, granted immunity, convicted of a crime or subject to a judgment for:	☐ Yes ☒ No ☐ N/A

For each "Yes," provide an explanation of the issue(s), the individual involved, the relationship to the submitting Business Entity, the government entity involved, relevant dates, any remedial or corrective action(s) taken and the current status of the issue(s). Provide answer(s) below or attach additional sheets with numbered responses to explain each "YES" response.

IX. FINANCIAL AND ORGANIZATIONAL CAPACITY

9.0 Within the past five (5) years, has the <u>Business Entity</u> or any <u>affiliate</u> received any <u>formal unsatisfactory performance assessment(s)</u> from any <u>government entity</u> on any contract?	☐ Yes ☒ No
<i>If "Yes," provide an explanation of the issue(s), the <u>Business Entity</u> or affiliate involved, the relationship to the submitting <u>Business Entity</u>, the <u>government entity</u> involved, relevant dates, any remedial or corrective action(s) taken and the current status of the issue(s). Provide answer below or attach additional sheets with numbered responses to explain the "Yes" response.</i>	
9.1 Within the past five (5) years, has the <u>Business Entity</u> or any <u>affiliate</u> had any <u>liquidated damages</u> assessed over \$25,000 for any reason, including failure to meet <u>Minority-Owned Business Enterprise</u> , <u>Women-Owned Business Enterprise</u> , <u>Service-Disabled Veteran-Owned Business</u> , or <u>Disadvantaged Business Enterprise goals</u> ?	☐ Yes ☒ No
<i>If "Yes," provide an explanation of the issue(s), the name of the <u>Business Entity</u> or <u>affiliate</u> involved, the relationship to the submitting <u>Business Entity</u>, relevant dates, the contracting party involved, the amount assessed and the current status of the issue(s), and the balance of the assessment not yet paid. Provide answer below or attach additional sheets with numbered responses.</i>	
9.2 Within the past five (5) years, has the <u>Business Entity</u> or any <u>affiliate</u> had any <u>liens, claims or judgments</u> over \$25,000 filed against the <u>Business Entity</u> which remain undischarged or were unsatisfied for more than 90 days? (Note: Including but not limited to tax warrants or liens. Do not include UCC filings.)	☐ Yes ☒ No

NEW YORK STATE VENDOR RESPONSIBILITY QUESTIONNAIRE FOR-PROFIT CONSTRUCTION (CCA-2)

IX. FINANCIAL AND ORGANIZATIONAL CAPACITY		
<i>If "Yes," provide an explanation of the issue(s), the name of the <u>Business Entity</u> or <u>affiliate</u> involved, the relationship to the submitting <u>Business Entity</u>, relevant dates, the Lien holder or Claimants' name(s), the amount of the <u>lien(s)</u>, the current status of the issue(s), and the balance of the lien, claim or judgment not yet paid. Provide answer below or attach additional sheets with numbered responses.</i>		
9.3 In the last seven (7) years, has the <u>Business Entity</u> or any <u>affiliate</u>, or <u>official</u> initiated or been the subject of any bankruptcy proceedings, whether or not closed, or is any bankruptcy proceeding pending?		☐ Yes ☒ No
<i>If "Yes," provide the name of the <u>Business Entity</u>, <u>affiliate</u> or <u>official</u> involved, the relationship to the submitting <u>Business Entity</u>, the bankruptcy chapter number, the court name and the docket number. Indicate the current status of the proceedings as "Initiated," "Pending" or "Closed." Provide answer below or attach additional sheets with numbered responses to explain the YES response.</i>		
9.4 What is the <u>Business Entity's</u> Bonding Capacity?		
a. Single Project 10,000,000		b. Aggregate (All Projects) 30,000,000
9.5 List <u>Business Entity's</u> Gross Sales for the previous three (3) Fiscal Years: 2023, 2022, 2021		
1st Year (Indicate year) Gross Sales	2nd Year (Indicate year) Gross Sales	3rd Year (Indicate year) Gross Sales
42,507,933	24,966,235	12,487,741
9.6 List <u>Business Entity's</u> Average Backlog for the previous three (3) fiscal years: (Estimated total value of uncompleted work on outstanding contracts)		
2023, 2022, 2021		
1st Year (Indicate year) Amount	2nd Year (Indicate year) Amount	3rd Year (Indicate year) Amount
\$33,406,769	\$15,816,477	\$13,317,931
9.7 Attach <u>Business Entity's</u> most recent annual <u>financial statement</u> and accompanying notes or complete Attachment C – Financial Information, found at www.osc.state.ny.us/vendrep/documents/questionnaire/ac3296s.xls. (This information must be attached.)		

X. FREEDOM OF INFORMATION LAW (FOIL)	
10.0 Indicate whether any information provided herein is believed to be exempt from disclosure under the Freedom of Information Law (FOIL). <i>Note: A determination of whether such information is exempt from FOIL will be made at the time of any request for disclosure under FOIL. Attach additional pages if necessary.</i>	☐ Yes ☒ No
<i>If "Yes," indicate the question number(s) and explain the basis for the claim.</i>	

Authorizee

XI. AUTHORIZED CONTACT FOR THIS QUESTIONNAIRE		
Name Jenna DeBlasiis	Telephone 315-507-2538 ext. 107	Fax 315-292-7229
Title Corporate Secretary	Email JD@mohawkvalleymaterials.com	

**NEW YORK STATE VENDOR RESPONSIBILITY QUESTIONNAIRE
FOR-PROFIT CONSTRUCTION (CCA-2)****Certification**

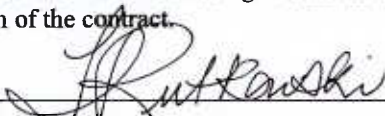
The undersigned: (1) recognizes that this questionnaire is submitted for the express purpose of assisting New York State government entities (including the Office of the State Comptroller (OSC)) in making responsibility determinations regarding award or approval of a contract or subcontract and that such government entities will rely on information disclosed in the questionnaire in making responsibility determinations; (2) acknowledges that the New York State government entities and OSC may, in their discretion, by means which they may choose, verify the truth and accuracy of all statements made herein; and (3) acknowledges that intentional submission of false or misleading information may result in criminal penalties under State and/or federal law, as well as a finding of non-responsibility, contract suspension or contract termination.

It being acknowledged and agreed that all responses included in this questionnaire are to the knowledge, information and belief of the Business Entity, the undersigned certifies under penalties of perjury that they:

The undersigned certifies that he/she:

- are knowledgeable about the submitting Business Entity's business and operations;
- have legal authority to bind the Business Entity;
- have read and understand all of the questions contained in the questionnaire, including all definitions;
- have not altered the content of the questionnaire in any manner;
- have reviewed and/or supplied full and complete responses to each question;
- have provided true, accurate and complete responses, including all attachments, if applicable;
- understand that New York State government entities will rely on the information disclosed in the questionnaire when entering into a contract with the Business Entity; and
- are under an obligation to update the information provided herein to include any material changes to the Business Entity's responses at the time of bid/proposal submission through the contract award notification, and may be required to update the information at the request of the New York State government entities or OSC prior to the award and/or approval of a contract, or during the term of the contract.

Signature of Owner/Official


Tricia M Rutkowski

Printed Name of Signatory

Title

President

Name of Business

Mohawk Valley Materials, Inc

Address

1914 Black River Blvd N

City, State, Zip

Rome, NY 13440

Date

6/4/2024



Mohawk Valley Materials, Inc.
Balance Sheet

Page 1 of 2
02/06/24
05:39 PM

Organization: 1 Consolidation

As of
12/31/23

Assets

Current Assets

Cash	2,664,740.78
Billed Receivable	5,483,175.67
Unbilled Retainage	168,802.03
AR-Due From MV Mgmt	313,656.77
AR-Due From MV Mining	0.00
AR-Due from MV Materials	0.00
Due From MVM Shareholder	858,441.06
Unbilled Rec MV Mining	0.00
Unbilled Receivable	-159,553.59
WIP	2,395,416.28
Contract Fulfillment Cost	0.00
Prepaid Expenses	130,070.32
Inventory	2,286,861.99
Other Receivable	186,889.32
	<u>14,328,500.63</u>

Fixed Assets

Less Accumulated Depr & Amort	<u>26,408,552.97</u>
	26,408,552.97

Other Assets

Other Assets	<u>1,770,879.89</u>
	<u>1,770,879.89</u>
	<u><u>42,507,933.49</u></u>



Mohawk Valley Materials, Inc.
Balance Sheet

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Organization: 1 Consolidation

As of
12/31/23

Liabilities & Equity

Current Liabilities

Accounts Payable	2,668,513.94
Accrued Expenses	56,002.91
Credit Card Payable	741,139.01
Accrued Salaries	140,409.68
Payroll W/H Employee	19,721.69
Accrued PTO	0.00
Other Current Liabilities	5,165,911.42
Short Term Note Payable	783,149.61

9,574,848.26

Long-term Liabilities

Long-term Notes Payable	13,166,252.07
Other Long-term Liability	1,618,247.12

14,784,499.19

Stockholders Equity

Capital Stock	0.00
General Partner Equity	-444,878.79
PY Retained Earnings	7,138,037.41
CY Retained Earnings	11,455,427.42

18,148,586.04

42,507,933.49



Mohawk Valley Materials, Inc.
Income Statement

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Organization: 1 Consolidation

	01/01/23	12/31/23
Revenue		
Service Revenue	32,443,609.58	
Mining Revenue	11,695,980.82	
Retail Sales	87,524.02	
Equipment Sales	695,000.00	
Other Income	0.00	
		<u>44,922,114.42</u>
Direct Costs		
Direct Labor	4,842,863.58	
Direct Travel	696,066.87	
Direct Materials	5,564,874.44	
Subcontractor Services	5,953,550.88	
Other Direct Costs	6,998,271.87	
		<u>24,055,627.64</u>
Cost of Operations		
Overhead	3,129,834.29	
Fringe Benefits	2,101,802.02	
G&A	2,923,272.83	
		<u>8,154,909.14</u>
Gross Margin		12,711,577.64
Other Expenses		
Interest Expense	954,500.52	
Unallowables	232,148.34	
		<u>1,186,648.86</u>
Other Income		
U/A Other Income	0.00	
U/A Interest Income	-39.00	
		<u>-39.00</u>
Net Income Before Taxes		11,524,889.78
Taxes		
State Income Tax Expense	67,178.23	
Federal Income Tax Exp	2,284.13	
		<u>69,462.36</u>
Net Income		<u><u>11,455,427.42</u></u>



MOHAWK VALLEY MATERIALS, INC.

AND AFFILIATE

CONSOLIDATED

FINANCIAL STATEMENTS

AND

SUPPLEMENTARY INFORMATION

* * *

DECEMBER 31, 2022 and 2021

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Independent Accountant's Review Report

May 30, 2023

To the Stockholder of
Mohawk Valley Materials, Inc. and Affiliate

We have reviewed the accompanying consolidated financial statements of Mohawk Valley Materials, Inc. (an S Corporation), and Affiliate which comprise the consolidated balance sheets as of December 31, 2022 and 2021, and the related consolidated statements of income and retained earnings and cash flows for the years then ended, and the related notes to the consolidated financial statements. A review includes primarily applying analytical procedures to management's financial data and making inquiries of company management. A review is substantially less in scope than an audit, the objective of which is the expression of an opinion regarding the consolidated financial statements as a whole. Accordingly, we do not express such an opinion.

Management's Responsibility for the Consolidated Financial Statements

Management is responsible for the preparation and fair presentation of these consolidated financial statements in accordance with accounting principles generally accepted in the United States of America; this includes the design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of the consolidated financial statements that are free from material misstatement whether due to fraud or error.

Accountant's Responsibility

Our responsibility is to conduct the review engagements in accordance with Statements on Standards for Accounting and Review Services promulgated by the Accounting and Review Services Committee of the AICPA. Those standards require us to perform procedures to obtain limited assurance as a basis for reporting whether we are aware of any material modifications that should be made to the consolidated financial statements for them to be in accordance with accounting principles generally accepted in the United States of America. We believe that the results of our procedures provide a reasonable basis for our conclusion.

We are required to be independent of Mohawk Valley Materials, Inc. and Affiliate and to meet our other ethical responsibilities, in accordance with the relevant ethical requirements related to our reviews.

Accountant's Conclusion

Based on our reviews, we are not aware of any material modifications that should be made to the accompanying consolidated financial statements in order for them to be in conformity with accounting principles generally accepted in the United States of America.

Emphasis of Matter – Change in Accounting Principle

As discussed in Note 1 to the consolidated financial statements, in 2022, Mohawk Valley Materials, Inc. and Affiliate was required to adopt the new accounting guidance prescribed in Financial Accounting Standards Board (“FASB”) Accounting Standards Update (“ASU”) 2016-02, *Leases* (Topic 842). Our conclusion is not modified with respect to this matter.

Supplementary Information

The accompanying consolidated schedules of costs of contracts and services, general and administrative expenses and contracts and services in process and completed contracts and services are presented for purposes of additional analysis and are not a required part of the basic consolidated financial statements. Such information is the responsibility of management and was derived from, and relates directly to, the underlying accounting and other records used to prepare the consolidated financial statements. The supplementary information has been subjected to the review procedures applied in our reviews of the basic consolidated financial statements. We are not aware of any material modifications that should be made to the supplementary information. We have not audited the supplementary information and do not express an opinion on such information.

Dannible & McKee, LLP

MOHAWK VALLEY MATERIALS, INC. AND AFFILIATE
(An S Corporation)

CONSOLIDATED BALANCE SHEETS

	<u>December 31,</u>	
<u>Assets</u>	<u>2022</u>	<u>2021</u>
Current assets:		
Cash and cash equivalents (Note 1)	\$ 2,657,163	\$ 1,854,673
Accounts and contracts receivable (Note 1)	4,732,399	1,484,648
Inventory (Note 1)	1,040,962	689,335
Costs and estimated earnings in excess of billings on uncompleted contracts (Notes 1 and 3)	2,564,424	935,766
Prepaid expenses and other current assets	212,549	159,361
Current portion of note receivable from related party (Note 6)	<u>210,000</u>	<u>210,000</u>
Total current assets	11,417,497	5,333,783
Operating lease right-of-use asset (Notes 1 and 4)	1,770,880	-
Note receivable from related party (Note 6)	120,025	159,264
Property and equipment, net (Notes 1 and 2)	<u>11,657,833</u>	<u>6,994,694</u>
	<u>\$ 24,966,235</u>	<u>\$ 12,487,741</u>
 <u>Liabilities and Stockholder's Equity</u>		
Current liabilities:		
Lines-of-credit payable to bank (Note 5)	\$ 1,160,136	\$ 951,416
Current portion of long-term debt (Note 5)	2,985,111	1,727,887
Current portion of operating lease liabilities (Notes 1 and 4)	510,882	-
Billings in excess of costs and estimated earnings on uncompleted contracts (Notes 1 and 3)	361,736	-
Accounts payable	3,846,703	940,639
Accrued liabilities	<u>375,051</u>	<u>163,546</u>
Total current liabilities	9,239,619	3,783,488
Operating lease liabilities (Notes 1 and 4)	1,259,998	-
Long-term debt (Note 5)	<u>7,319,708</u>	<u>4,076,653</u>
Total liabilities	17,819,325	7,860,141
Stockholder's equity (Note 1):		
Common stock, no par value -100 shares authorized, issued and outstanding	8,871	8,871
Retained earnings	<u>7,138,039</u>	<u>4,618,729</u>
Total stockholder's equity	<u>7,146,910</u>	<u>4,627,600</u>
	<u>\$ 24,966,235</u>	<u>\$ 12,487,741</u>

See accompanying notes and independent accountant's review report.

MOHAWK VALLEY MATERIALS, INC. AND AFFILIATE
(An S Corporation)

CONSOLIDATED STATEMENTS OF INCOME AND RETAINED EARNINGS

	Year ended December 31,	
	2022	2021
Contract and service revenues	\$ 24,547,437	\$ 14,105,098
Mining revenues	2,512,361	-
Retail revenues	626,063	509,555
Total revenue	<u>27,685,861</u>	<u>14,614,653</u>
Costs of contracts and services	18,950,190	10,961,510
Costs of mining	1,322,850	-
Costs of retail	843,161	439,177
Total costs of revenue	<u>21,116,201</u>	<u>11,400,687</u>
Gross profit	6,569,660	3,213,966
General and administrative expenses	3,489,847	2,936,583
Income before other income (expense)	<u>3,079,813</u>	<u>277,383</u>
Other income (expense):		
Gain on sale of equipment	311,499	83,240
Proceeds from Federal assistance programs (Note 1)	-	727,340
Interest income (Note 6)	4,557	729
Interest expense (Note 5)	<u>(433,749)</u>	<u>(259,191)</u>
	<u>(117,693)</u>	<u>552,118</u>
Net income	2,962,120	829,501
Retained earnings, beginning of year	4,618,729	3,474,049
Contributions from stockholder (Note 1)	-	700,000
Distributions to stockholder (Note 1)	<u>(442,810)</u>	<u>(384,821)</u>
Retained earnings, end of year	<u>\$ 7,138,039</u>	<u>\$ 4,618,729</u>

See accompanying notes and independent accountant's review report.

MOHAWK VALLEY MATERIALS, INC. AND AFFILIATE
(An S Corporation)

CONSOLIDATED STATEMENTS OF CASH FLOWS

	<u>Year ended December 31,</u>	
	<u>2022</u>	<u>2021</u>
<u>Increase (decrease) in cash and cash equivalents</u>		
Cash flows from operating activities:		
Cash received from customers	\$ 23,171,188	\$ 13,069,304
Cash paid to suppliers and employees	(19,882,396)	(11,688,697)
Proceeds from Federal assistance programs (Note 1)	-	727,340
Interest paid	<u>(433,749)</u>	<u>(259,191)</u>
Net cash provided by operating activities	<u>2,855,043</u>	<u>1,848,756</u>
Cash flows from investing activities:		
Purchase of property and equipment	(842,547)	(571,377)
Proceeds from sale of property and equipment	662,500	473,000
Repayments from related party, net	<u>43,796</u>	<u>87,583</u>
Net cash used for investing activities	<u>(136,251)</u>	<u>(10,794)</u>
Cash flows from financing activities:		
Proceeds from line-of-credit borrowings	1,806,824	1,109,283
Repayment of line-of-credit borrowings	(1,598,104)	(563,231)
Proceeds from long-term borrowings	500,000	500,000
Repayment of long-term borrowings	(2,182,212)	(2,062,423)
Contributions from stockholder	-	700,000
Distributions to stockholder	<u>(442,810)</u>	<u>(384,821)</u>
Net cash used for financing activities	<u>(1,916,302)</u>	<u>(701,192)</u>
Net increase in cash and cash equivalents	802,490	1,136,770
Cash and cash equivalents, beginning of year	<u>1,854,673</u>	<u>717,903</u>
Cash and cash equivalents, end of year	<u>\$ 2,657,163</u>	<u>\$ 1,854,673</u>

- CONTINUED -

See accompanying notes and independent accountant's review report.

MOHAWK VALLEY MATERIALS, INC. AND AFFILIATE
(An S Corporation)

CONSOLIDATED STATEMENTS OF CASH FLOWS

(- CONTINUED -)

	<u>Year ended December 31,</u>	
	<u>2022</u>	<u>2021</u>
<u>Reconciliation of net income to net cash provided by operating activities</u>		
Net income	\$ 2,962,120	\$ 829,501
Adjustments to reconcile net income to net cash provided by operating activities:		
Depreciation	2,010,898	1,579,251
Gain on sale of equipment	(311,499)	(83,240)
Accrued interest on note receivable from related party	(4,557)	(729)
Increase in accounts receivable	(3,247,751)	(653,101)
Increase in inventory	(351,627)	(118,299)
Decrease in contract fulfillment costs	-	110,993
Increase in costs and estimated earnings in excess of billings on uncompleted contracts	(1,628,658)	(275,901)
Increase in other current assets	(53,188)	(68,379)
Increase in accounts payable	2,906,064	444,830
Increase in billings in excess of costs and estimated earnings on earnings on uncompleted contracts	361,736	-
Increase in accrued expenses	<u>211,505</u>	<u>83,830</u>
Net cash provided by operating activities	<u>\$ 2,855,043</u>	<u>\$ 1,848,756</u>

Supplemental schedule of non-cash investing and financing activities

During 2022 and 2021, Mohawk Valley Materials, Inc. and Affiliate financed several pieces of equipment and vehicles directly from the seller with notes payable of \$6,182,491 and \$1,978,423, respectively. These transactions did not provide or use cash and, therefore, have been omitted from the consolidated statements of cash flows.

See accompanying notes and independent accountant's review report.

MOHAWK VALLEY MATERIALS, INC AND AFFILIATE
(An S Corporation)

NOTES TO CONSOLIDATED FINANCIAL STATEMENTS

Note 1 - Summary of significant accounting policies

Mohawk Valley Materials, Inc. and Affiliate (the “Company”), which consists of Mohawk Valley Materials, Inc. and Mohawk Valley Mining, LLC (the “Affiliate”) is primarily engaged in construction-related activities, including land clearing, excavation, site development and site preparation. Additionally, the Company provides grounds maintenance services, snow removal services, landscaping services and manufacturers and sells mulch. Mohawk Valley Mining, LLC, is a wholly-owned, single member Limited Liability Company, formed during 2022 for the purpose of mining, removing, processing and selling limestone. Construction contracts are obtained through competitive bidding and negotiation, generally under fixed-price contracts throughout the United States. The following represents the more significant of the Company’s accounting policies:

Variable interest entity - The Company leases its office space from Mohawk Valley Management, LLC (“Management”), under an agreement expiring in 2026. Management is a related party through common ownership. The FASB has issued ASU No. 2018-17: *Consolidation (Topic 810) – Targeted Improvements to Related Party Guidance for Variable Interest Entities* (ASU 2018-17), which no longer requires nonpublic companies to consolidate certain common control leasing arrangements. and, therefore, the Company has not consolidated the financial position and results of operations of Management as of and for the years ended December 31, 2021 and 2020. (See Notes 4 and 6).

Contract and service revenue recognition - The lengths of the Company’s contracts vary but are typically two years or less. The Company typically controls the contracts-in-process, as evidenced either by contractual termination clauses or by rights to payment for work performed to date plus a reasonable profit to deliver products or services that do not have an alternative use to the Company. The Company’s contracts are generally accounted for as a single performance obligation. The Company recognizes revenue over time using a cost-based input method, which uses actual direct costs incurred relative to total estimated direct contract costs to determine, as a percentage, progress toward contract execution and completion. This percentage is applied to the transaction price to determine the amount of revenue recognized. Costs incurred that do not contribute to satisfying performance obligations are excluded from the cost input calculation as these amounts are not reflective of transferring control to the customer. The Company believes the cost-based input method is the most reliable depiction of performance, because it directly measures the value of the goods and services transferred to the customer. If, based on a lack of reliable information, progress cannot be reasonably measured, recognition of revenues (but not costs) is deferred until progress can be reliably measured. If, however, it is expected that total costs will be recovered, the Company recognizes revenue equal to costs incurred until the Company can reliably measure progress. When it is determined that an entire contract will be a loss, the Company accrues costs such that the entire loss is recognized when it is identified. There were no accrued costs for contract losses at December 31, 2022 and 2021.

Revenues on uninstalled materials are recognized when control is transferred to the customer, which does not necessarily equate to when the cost is incurred. Under limited circumstances (e.g., transfer of control occurs significantly before services are provided, the cost of the materials is significant), revenue on certain uninstalled third-party materials specific to a contract

is recognized when the cost is incurred; however, profit is not recognized until the materials are installed. Because the Company almost always acts as a principal in its construction contracts, gross revenues are recognized. The Company is considered the principal, because the Company controls the contractually specified goods and services before they are transferred to the customer.

Performance obligations - A performance obligation is a promise in a contract to transfer a distinct good or service to the customer. For most construction contracts, the customer contracts with the Company to provide a significant service of integrating a complex set of tasks and components into a single project or capability (even if that single project results in the delivery of multiple units). Hence, the entire contract is accounted for as one performance obligation. A series of goods or services are a single performance obligation if the goods or services are substantially the same, and each distinct good or service in the series will be satisfied over time and the same method would be used to measure progress towards satisfaction. Less commonly, however, the Company may promise to provide distinct goods or services within a contract, in which case the contract is separated into more than one performance obligation. If a contract is separated into more than one performance obligation, the total transaction price is allocated proportionately to each performance obligation based on the estimated relative standalone selling prices of the promised goods and services underlying each performance obligation. The primary method used to estimate standalone selling price is the expected cost plus a margin approach of each performance obligation. To determine the proper revenue recognition method for contracts, the Company evaluates whether two or more contracts should be combined and accounted for as one performance obligation and whether the combined or single contract should be accounted for as more than one performance obligation. This evaluation requires significant judgment, and the decision to combine a group of contracts or separate the combined or single contract into multiple performance obligations could change the amount of revenue and profit recorded in a given period.

Transaction price - The Company has elected to use the most likely amount it expects to receive as the transaction price. The nature of construction contracts gives rise to several types of variable consideration, including claims and unpriced change orders; awards and incentive fees; and liquidated damages and penalties. The Company recognizes revenue for variable consideration when it is probable that a significant reversal of cumulative revenue recognized will not occur or when the uncertainty associated with the variable consideration is resolved. Estimates of variable consideration and determination of whether to include estimated amounts in the transaction price are based largely on assessment of legal enforceability, performance and all information (historical, current, and forecasted) that is reasonably available to the Company.

Contract modifications are routine in the performance of the Company's contracts. Contracts are often modified to account for changes in the contract specifications or requirements. In most instances, contract modifications are for goods or services that are not distinct and, therefore, are accounted for as part of the existing contract.

Costs and expense recognition - Contract costs include all direct labor, materials, subcontractors, equipment costs and those indirect costs related to contract performance, such as indirect labor, tools and supplies, insurance repairs and depreciation costs. Indirect costs are allocated to contracts based on direct costs.

For construction contracts, costs are generally recognized as incurred. Under certain circumstances, costs incurred in the period related to future activity on contracts may be capitalized. Certain uninstalled materials, the control of which has not passed to the customer are included in

current assets, if any. Uninstalled materials are recognized as costs of revenues when they are installed. Certain costs to obtain contracts may be capitalized. In addition, certain contract fulfillment costs may be capitalized if they meet the appropriate criteria. Capitalized fulfillment costs may be comprised of project mobilization costs and certain other startup costs, such as insurances, which may be incurred prior to commencing work on the contract. There were no significant unamortized fulfillment costs or uninstalled materials as of December 31, 2022 and 2021.

Capitalized fulfillment costs are amortized to contract costs over the life of the contract based on the percentage of physical completion achieved. The Company will periodically test any capitalized fulfillment costs for impairment. Capitalized costs are considered impaired when the net contract cost asset plus future costs to complete the contract are greater than the remaining revenue to be recognized under the contract. When capitalized contract costs are impaired, the Company records a charge to earnings in the amount of the impairment.

Costs incurred that do not contribute to satisfying performance obligations are excluded from the cost input calculation for purposes of determining percentage complete and revenue recognition. Excluded costs include both uninstalled materials and abnormal costs. Abnormal costs comprise wasted materials, wasted or rework labor and other resources to fulfill a contract that were not reflected in the price of the contract. A limited allowance for material overages and labor inefficiencies is typically included in contract costs estimates (and by extension in the contract price).

Many construction contracts contain warranty provisions covering defects in equipment, materials, design or workmanship that generally run from six months to one year after the customer accepts the contract. These assurance warranties are not accounted for as performance obligations. Because of the nature of the Company's projects, including contract owner inspections of the work, both during construction and prior to acceptance, the Company has not experienced material warranty costs for these short-term warranties and, therefore, does not believe an accrual for these costs is necessary.

Contract assets and liabilities - Billing practices are governed by the terms of each contract, based upon costs incurred, and approval and acceptance by the engineer in charge on each contract. Billings do not necessarily correlate with revenue recognized over time. Contract assets, if any, include unbilled amounts typically resulting when revenue recognition exceeds the amount billed to the customer, which are reported as "costs and estimated earnings in excess of billings on uncompleted contracts" in the accompanying balance sheets. Contract liabilities, if any, consist of advance payments and billings in excess of revenue recognized, as well as deferred revenue which are reported as "billings in excess of costs and estimated earnings on uncompleted contracts."

The opening balances of contract receivables and costs and estimated earnings in excess of billings on uncompleted contracts as of January 1, 2021, were \$831,547 and \$659,865, respectively.

Revenue recognition for mining and retail sales - Sales of materials includes sales of mainly limestone and mulch products to customers. The Company recognizes revenue at a point in time when materials are shipped to customers or when picked up. Products and equipment are produced or purchased for inventory, and there are no contracts with customers.

Use of estimates - The preparation of consolidated financial statements in conformity with accounting principles generally accepted in the United States of America requires management to make estimates and assumptions that affect the reported amounts of assets and liabilities and disclosure of contingent assets and liabilities at the date of the consolidated financial statements and the reported amounts of revenues and expenses during the reporting period. Actual results could differ from those estimates. Due to the nature of the Company's performance obligations, the estimation of total revenue and cost at completion is subject to many variables and requires significant judgment. Management must make assumptions and estimates regarding labor productivity and availability, the complexity of the work to be performed, the cost and availability of materials, the performance of subcontractors and the availability and timing of funding from the customers, among other variables. A significant change in one or more of these estimates could affect the profitability of contracts. The Company reviews and updates contract-related estimates regularly through a review process in which management reviews the progress and execution of performance obligations and the estimated cost at completion. As part of this process, management reviews information including, but not limited to, any outstanding key contract matters, progress toward completion and the related program schedule and the related changes in estimates of revenues and costs.

Change in accounting principle - In February 2016, the FASB issued ASU 2016-02, *Leases* (Topic 842), ("ASC 842"). ASC 842 establishes a right-of-use ("ROU") model that requires a lessee to recognize an ROU asset and a lease liability on the balance sheets for all leases with a maximum possible term greater than 12 months and requires the disclosure of key information about leasing arrangements. Leases are classified as finance or operating, with classification affecting the subsequent expense pattern and presentation of expense recognition in the consolidated statements of income and retained earnings.

The Company was required to adopt ASC 842 on January 1, 2022 (the "transition date") under the alternative transition method permitted by FASB ASU 2018-11, *Leases* (Topic 842): *Targeted Improvements*. This transition method allowed the Company to initially apply the requirements of ASC 842 at the beginning of the year of adoption, rather than at the beginning of the earliest period presented. The Company has elected the package of transition practical expedients as permitted in ASC 842. Accordingly, the Company accounted for existing operating leases as operating leases under the new guidance, without reassessing (a) whether the contract contains a lease under ASC 842, (b) whether classification of the lease would be different in accordance with ASC 842, or (c) whether any unamortized initial direct costs before transition adjustments (as of December 31, 2021) would have met the definition of initial direct costs in ASC 842 at lease commencement.

As a result of the adoption of the new lease accounting guidance, the Company recognized on the transition date, January 1, 2022, (a) operating lease liabilities of \$1,155,614, which represents the present value of the remaining lease payments of \$1,198,243, discounted using the risk-free rate of 1.63%, and (b) operating lease ROU assets of \$1,155,614. See Note 4 for further detail regarding the 2022 lease accounting under the new standard.

Leases - The Company determines if an arrangement contains a lease at contract inception. With the exception of short-term leases (leases with terms less than 12 months), all leases with contractual fixed costs are recorded on the balance sheets on the lease commencement date as a ROU asset and a lease liability. Lease liabilities are initially measured at the present value of the minimum lease payments and subsequently increased to reflect the interest accrued and reduced by

the lease payments affected. ROU assets are initially measured at the present value of the minimum lease payments adjusted for any prior lease payments, lease incentives and initial direct costs. Certain leases may contain escalation, renewal and/or termination options that are factored into the ROU asset as appropriate. Operating leases result in a straight-line rent expense over the life of the lease. For finance leases, ROU assets are amortized on a straight-line basis over the life of the lease and interest accretes to the lease liability which results in a higher interest expense at lease inception that declines over the life of the lease.

Variable lease costs are expensed as incurred and are not included in the determination of ROU assets or lease liabilities. Short-term leases for office equipment are recognized in the consolidated statements of income and retained earnings on a straight-line basis over the lease term.

The Company elected the practical expedient allowed under ASU 2021-09, *Leases* (Topic 842): *Discount Rate for Lessees That Are Not Public Entities*, to use a risk-free rate, such as a U.S. Treasury rate, to determine the present value of lease liabilities if the rate implicit in the lease is not readily determinable.

Cash and cash equivalents - For purposes of the consolidated statements of cash flows, the Company considers all highly liquid investments, with a maturity of three months or less when purchased, to be cash equivalents.

Economic dependency and concentration of credit risk - The Company extends credit to customers under normal credit terms, as agreed to in the contract. These amounts are subject to normal credit risk. The Company's sales and receivables are concentrated with government agencies throughout the United States. Receivables are unsecured, subject to the provisions of each contract.

Approximately 31% of the Company's revenue was with two customers during 2022. The Company's accounts receivable includes \$1,638,830 due from these two customers at December 31, 2022. There was no concentration with customers in 2021.

The Company maintains cash in bank accounts at various financial institutions. Amounts held in these accounts may exceed the amounts insured by the Federal Deposit Insurance Corporation ("FDIC"). Amounts in excess of FDIC insurance are subject to normal credit risk.

Accounts and contract receivable and credit policies - Accounts receivable are unsecured amounts due under normal contract terms requiring payment within thirty days from the invoice date. Accounts receivable are stated at the amount billed to the customer. Customer account balances are considered delinquent when an account is ninety days past due. Contract receivables with government entities consist of unsecured customer obligations due under normal trade terms and are stated at the amount billed to the customer. There were contract receivables of \$4,591,501 and \$1,485,648 outstanding at December 31, 2022 and 2021, respectively. Interest is not charged on accounts or contract receivable.

Management individually reviews all accounts and contract receivable balances that exceed ninety days from the agreed-upon due date and, based on assessment of current creditworthiness, estimates the portion, if any, of the balance that will not be collected. Management considers

accounts receivable to be fully collectible; accordingly, no allowance for doubtful accounts is required at December 31, 2022 and 2021. Management will establish an allowance if and when such amounts become significant.

Inventory - Inventory consists of various parts and equipment held for installation and use in its retail business and is stated at the lower of cost or net realizable value, where cost is determined on the first-in, first-out (“FIFO”) method and net realizable value is defined as the estimated selling price in the normal course of business, minus the cost of completion, disposal and transportation.

Property and equipment - Property and equipment are recorded at cost. Depreciation for consolidated financial statement purposes is computed on the straight-line method over the assets’ estimated useful lives, while for income tax purposes, depreciation is computed using methods and lives prescribed by the appropriate income tax regulations. Repairs and maintenance are charged to expense as incurred; major renewals and betterments are capitalized. When items of property or equipment are traded in, sold or retired, the related cost and accumulated depreciation are removed from the accounts, and any gain or loss is included in income.

Employee benefit plan - The Company has a 3% Safe Harbor qualified defined contribution profit sharing plan (the “Plan”) with a 401(k)-salary deferral arrangement for all eligible employees. The Plan also allows employees to make Roth contributions with after-tax compensation. The Company made a Safe Harbor profit sharing contribution to the Plan of \$63,199 and \$30,270 for the years ended December 31, 2022 and 2021, respectively.

Deferred compensation - Effective February 1, 2020, the Company adopted a Supplemental Executive Retirement Plan (the “SERP”) for certain key employees admitted on an individual basis. The SERP provides benefits to each key employee based on an annual contribution as determined by management. The key employees participating in the plan are vested after completion of five continuous years of participation. The Company has estimated the deferred compensation obligation to be approximately \$93,000 and \$64,000 as of December 31, 2022 and 2021, respectively, which is included in accrued liabilities.

Sales tax - Certain states impose a sales tax on the Company’s sales to nonexempt customers. The Company collects the required sales tax from customers and remits the entire amount to the respective state. The Company’s policy is to exclude the tax collected and remitted from revenues and expenses.

Income taxes - The Company elected to be taxed as an S Corporation for Federal and state income tax purposes, whereby the taxable income of the Company is passed through to the stockholder’s personal income tax returns. Accordingly, there is no provision for federal and state income taxes in the accompanying consolidated financial statements. The Company ordinarily makes distributions to the stockholder to cover their personal income tax liabilities on the Company’s taxable income. The Company remains subject to various state franchise taxes that are included in general and administrative expenses.

The Company has reviewed its operations for uncertain tax positions and believes there are no significant exposures. The Company will include interest on income tax liabilities in interest expense and penalties in operations if such amounts arise. Interest and penalties for the years ended December 31, 2022 and 2021, were insignificant. The Company is no longer subject to federal or New York State examinations by tax authorities for the closed years before 2019.

Proceeds from federal assistance programs - On December 27, 2020, The Economic Aid to Hard-Hit Small Businesses, Nonprofits, and Venues Act (the “Economic Aid Act”) was enacted, extending the authority to make Paycheck Protection Program (“PPP”) loans through March 31, 2021, revising certain PPP requirements, and permitting second draw PPP loans. Under the terms of the Coronavirus Aid, Relief, and Economic Security Act (“CARES”) Act, Economic Aid Act and PPP, the Company could apply for and be granted forgiveness for all or a portion of the second PPP loan to the extent the proceeds are used for qualifying expenses, including payment of eligible payroll costs, mortgage payments, lease payments, utility payments or interest payments on other business debts.

In March 2021, the Company was granted a second PPP loan of \$727,340 from a financial institution. The Company expended the entire loan proceeds for qualifying expenses during 2021, submitted an application for forgiveness of the second PPP loan and received notification from the SBA that the loan was fully forgiven in October 2021, resulting in \$727,367 included in other income on the consolidated statements of income and retained earnings for the year ended December 31, 2021.

Subsequent events - Management has evaluated subsequent events through May 30, 2023, the date that the consolidated financial statements were available for issue.

Note 2 - Property and equipment

Property and equipment consisted of the following:

	December 31,	
	2022	2021
Equipment and attachments	\$ 13,110,859	\$ 8,423,959
Building improvements	264,119	129,675
Construction tools	190,637	179,637
Office equipment and software	566,090	566,090
Vehicles and trailers	4,419,102	3,181,110
	<u>18,550,807</u>	<u>12,480,471</u>
Less - Accumulated depreciation	<u>6,892,974</u>	<u>5,485,777</u>
	<u>\$ 11,657,833</u>	<u>\$ 6,994,694</u>

Depreciation expense was \$2,010,898 and \$1,579,251 for the years ended December 31, 2022 and 2021, respectively, and is included in the accompanying consolidated statements of income and retained earnings.

Note 3 - Contracts in process

Job-to-date costs, estimated gross profit and billings on uncompleted contracts are as follows:

	Contracts to date as of December 31,	
	2022	2021
Costs incurred on uncompleted contracts	\$11,391,181	\$ 4,247,220
Estimated gross profit	4,665,084	1,569,457
	16,056,265	5,816,677
Progress billings to date	13,853,577	4,880,911
	<u>\$ 2,202,688</u>	<u>\$ 935,766</u>

The information is included in the accompanying balance sheets under the following captions:

	December 31,	
	2022	2021
Costs and estimated earnings in excess of billings on:		
Uncompleted contracts	\$ 2,564,424	\$ 935,766
Billings in excess of costs and estimated earnings on		
Uncompleted contracts	<u>(361,736)</u>	<u>-</u>
	<u>2,202,688</u>	<u>935,766</u>

Note 4 - Leases

The Company has operating leases for various equipment, office space and mining land, generally expiring over terms from 3 to 10 years. In accordance with trade practices, equipment is often leased on a short-term basis, month-to-month. The lease agreement for the mining land was entered into in 2022 and also requires additional royalties for use and premise based upon each ton of limestone material removed from the premise based on an index scale. Total royalties paid under this agreement was approximately \$43,000 in 2022.

The components of lease cost included in the consolidated statements of income and retained earnings were as follows:

	Year ended December 31,	
	2022	2021
Operating lease expense	\$ 476,071	\$ 413,427
Short-term lease expense	307,604	297,887
Total expense from leasing activity	<u>\$ 783,675</u>	<u>\$ 711,314</u>

Supplemental cash flow information related to leases, included in the consolidated statements of cash flows for the year ended December 31, 2022, is as follows:

Operating cash flows from operating leases	\$ 476,071
Right-of-use assets obtained in exchange for new operating lease liabilities	1,044,198

The table below presents additional information related to the Company's leases as of December 31, 2022:

Weighted-average remaining lease term in years	
for operating leases	4.16
Weighted-average discount rate for operating leases	2.26%

As of December 31, 2022, maturities of operating lease liabilities were as follows:

2023	\$ 544,041
2024	411,794
2025	413,454
2026	413,163
2027	66,478
Total operating lease payments	1,848,930
Amount representing imputed interest	(78,050)
Total operating lease liabilities	1,770,880
Less - Current portion	510,882
	<u>\$ 1,259,998</u>

Note 5 - Long-term debt and line-of-credit payable to bank

The Company has a \$1,500,000 revolving line-of-credit agreement with a bank. The outstanding principal balance bears interest at the LIBOR daily floating rate plus 2.50% (6.80% at December 31, 2022). There was \$1,000,096 and \$951,416 outstanding on the line-of-credit at December 31, 2022 and 2021, respectively. During 2022, the Company added a \$250,000 revolving line-of-credit agreement with another bank. The outstanding principal balance bears interest at a monthly rate of 2.17%. There was \$100,040 outstanding on the line-of-credit at December 31, 2022. During 2022, the Company added another \$750,000 revolving line-of-credit agreement with another bank. The outstanding principal balance bears interest at 9%. There was \$60,000 outstanding on the line-of-credit at December 31, 2022. All of the lines-of-credit are secured by all assets of the Company and guaranteed by the stockholder of the Company.

Long-term debt consisted of the following:

	December 31,	
	2022	2021
Various notes payable to the Bank of America, repayable in monthly installments, ranging from \$1,409 to \$12,337, including interest ranging from 4.19% to 5.00%, due through dates ranging from November 2023 through May 2025; secured by equipment	\$ 662,440	\$ 1,059,961
Various notes payable to John Deere, repayable in monthly installments, ranging from \$2,087 to \$18,453, including interest ranging from 1.25% to 6.20%, due through dates ranging from October 2023 to September 2027; secured by equipment	3,711,703	1,138,373
Various notes payable to Verdant, repayable in monthly installments, ranging from \$2,340 to \$10,841, including interest ranging from 3.68% to 7.75%; due through dates ranging from September 2025 through December 2027; secured by equipment	2,378,990	824,949
Various notes payable to Mack Financial Services, repayable in monthly installments ranging from \$3,461 to \$8,108, including interest ranging from 3.75% to 7.5%, due through dates ranging from July 2024 to November 2027; secured by equipment	861,047	538,323

- CONTINUED -

Note 5 - Long-term debt (continued):

	December 31,	
	2022	2021
Economic Injury Disaster Loan ("EIDL") payable to the Small Business Association, repayable in monthly of principal plus interest installments of \$7,272, interest at 3.75%, with payments beginning in April 2022, repayable through April 2050	1,500,000	1,000,000
Various notes payable to Wells Fargo, repayable in monthly installments, ranging from \$1,062 through \$5,420, including interest ranging from 0.00% to 4.49%, due through dates ranging from December 2023 through April 2025, secured by equipment	288,050	456,446
Various notes payable to Ford Credit, repayable in monthly installments, ranging from \$531 to \$2,250, including interest ranging from 0.00% to 6.99%, due through dates ranging from September 2024 through October 2027; secured by vehicles	638,686	270,413
Note payable to Midland Bank, repayable in monthly installments of \$2,271, including interest at 4.45% through December 2024; secured by equipment	52,186	76,417
Various notes payable to Northland, repayable in monthly installments, ranging from \$1,098 to \$1,368, including interest ranging from 5.60% to 7.84%, due through dates ranging from June 2026 through May 2027; secured by equipment	104,086	52,529
Note payable to First Western, repayable in monthly installments of \$3,400, including interest at 6.25% through October 2025; secured by equipment	107,631	-
Various notes payable repaid in full during 2022	-	387,129
	10,304,819	5,804,540
Less - Current portion	2,985,111	1,727,887
	<u>\$ 7,319,708</u>	<u>\$ 4,076,653</u>

Future maturities of long-term debt subsequent to December 31, 2023, are as follows:

2024	\$ 2,399,659
2025	1,895,734
2026	1,448,994
2027	529,590
2028 and thereafter	<u>1,045,731</u>
	<u>\$ 7,319,708</u>

Certain notes payable and lines-of-credit include various restrictions and covenants. Management believes the Company was in compliance with the terms and conditions of these agreements or has obtained a waiver from the bank for any events of non-compliance.

Note 6 - Related party transactions

As explained in Note 1, the Company leases office space under several operating lease agreements with Management, a related party through common ownership. Rent expense under these agreements was \$210,000 for the years ended December 31, 2022 and 2021. Future minimum lease payments required under these leases is \$210,000 per year through 2026.

A note receivable from a related party for \$330,025 and \$369,264 at December 31, 2022 and 2021, respectively, represents certain advances and prepayments of rent to Management plus accrued interest. Interest of \$4,557 and \$729 was accrued at a rate of 1.40% and 0.13% in 2022 and 2021, respectively, and was added to the note receivable. This note agreement provides interest at the blended Applicable Federal Rate ("AFR") and repayment terms of \$210,000 in both 2023 and 2022, reflected in current assets in the accompanying balance sheets; the remaining amount is due on demand after January 1, 2024.

SUPPLEMENTARY INFORMATION

MOHAWK VALLEY MATERIALS, INC. AND AFFILIATE
(An S Corporation)

SCHEDULES OF COSTS OF CONTRACTS AND SERVICES

	Year ended December 31,	
	2022	2021
Materials	\$ 5,146,122	\$ 1,223,384
Direct labor	3,053,504	2,732,174
Subcontracted labor	2,632,527	1,889,299
Equipment rental and supplies	2,178,990	846,178
Depreciation	1,977,589	1,549,072
Fuel and trucking costs	1,288,483	663,912
Other direct costs	1,007,292	727,501
Travel	670,553	528,454
Payroll taxes and benefits	594,137	329,034
Insurances	325,155	393,364
Mobilization	75,838	79,138
	<u>\$ 18,950,190</u>	<u>\$ 10,961,510</u>

See independent accountant's review report.

MOHAWK VALLEY MATERIALS, INC. AND AFFILIATE

(An S Corporation)

SCHEDULES OF GENERAL AND ADMINISTRATIVE EXPENSES

	<u>Year ended December 31,</u>	
	<u>2022</u>	<u>2021</u>
Payroll, taxes and fringe benefits	\$ 1,632,261	\$ 1,338,612
Office expenses	548,220	411,423
Travel and entertainment	321,890	237,644
Dues and subscriptions	204,305	66,331
Legal and professional fees	163,440	107,286
Advertising	127,266	107,991
Utilities	100,620	116,883
Rent expense	113,903	125,611
Insurance	71,503	167,589
Other expenses	61,012	33,925
Training	48,947	95,475
Property taxes	41,194	36,293
Depreciation expense	33,309	30,179
Franchise taxes	20,861	15,312
Network support and tools	1,116	15,719
Contributions	-	30,310
	<u>\$ 3,489,847</u>	<u>\$ 2,936,583</u>

See independent accountant's review report.

MORGAN VALLEY MATERIALS, INC.
(An S Corporation)

SCHEDULE OF CONTRACTS AND SERVICES IN PROCESS AND COMPLETED CONTRACTS AND SERVICES

Estimated Fiscal Calendar Averages

Contracts in Effect as of December 31, 2022

For the Year Ended December 31, 2022

Contracts and Services in Process																
	Current Contract Total	Costs to date	Estimated to Complete	Total Estimated Costs	Estimated Profit	Estimated Profit %	Percent Complete	Revenue Earned	Costs to Date	Gross Profit (Loss)	Program Budget to Date	Costs & E&E in Excess of Budget	Billing in Excess of Budget	Revenue Earned	Cost of Revenue	Gross Profit (Loss)
10088.000.000 Boyce Creek Landscaping	\$ 1,422,056	\$ 1,048,372	\$ 52,082	\$ 1,100,454	\$ 321,682	22.62%	95.27%	\$ 1,354,753	\$ 1,048,372	\$ 306,381	\$ 1,237,507	\$ 117,246	-	\$ 833,188	\$ 744,320	\$ 88,868
10090.000.000 USTCA 1-Week Stand	2,207,812	516,624	807,173	1,323,797	884,035	40.04%	79.07%	861,627	516,624	345,003	812,397	40,230	-	861,627	516,624	345,003
10096.000.000 Midland County TX	6,396,821	2,230,201	2,464,009	4,694,210	1,699,611	26.58%	47.50%	3,097,644	2,230,201	807,443	2,308,127	728,517	-	2,677,485	2,017,781	659,703
10108.000.000 Midland County TX	5,109,247	2,540,533	2,021,359	4,561,892	541,365	10.61%	55.69%	2,842,020	2,540,533	301,487	1,982,431	959,589	-	2,842,020	2,540,533	301,487
10110.000.000 Midland County TX	3,700,000	258,544	71,899	330,133	35,847	10.77%	78.22%	289,423	258,544	301,487	1,772,252	112,173	-	289,423	258,544	301,487
10115.000.000 Midland County TX	1,694,175	877,533	90,127	967,660	86,519	7.68%	90.67%	950,531	877,533	73,000	755,112	194,821	-	950,531	877,533	73,000
10118.000.000 Midland County TX	2,308,303	1,503,320	199,150	1,702,470	805,830	34.91%	86.79%	2,002,341	1,503,320	499,026	1,666,715	33,624	-	2,002,341	1,666,715	335,626
10119.000.000 NYS Canal Corp	312,500	122,141	122,141	244,282	15,239	27.72%	27.72%	80,676	122,141	107,408	380,250	14,454	-	80,676	122,141	48,535
10120.000.000 NYS Canal Corp	719,008	287,255	235,073	522,328	195,680	27.22%	46.30%	394,653	287,255	107,408	76,120	84,402	-	394,653	287,255	107,408
10121.000.000 West Texas CNG	347,140	76,866	87,028	163,894	183,546	46.30%	46.30%	160,451	76,866	83,585	14,407	22,823	-	160,451	76,866	83,585
10122.000.000 Compad Facility Support Services	240,000	160,413	59,557	219,970	37,693	17.33%	72.92%	160,413	160,413	15,231	187,773	173,403	-	160,413	160,413	13,231
10123.000.000 West Texas CNG	142,094	8,932	48,301	57,233	48,301	83.39%	83.39%	57,233	8,932	48,301	14,407	22,823	-	57,233	8,932	48,301
10124.000.000 West Texas CNG	271,090	131,972	143,471	275,443	47,964	43.89%	46.12%	122,223	131,972	220,206	2,208,212	11,710	-	122,223	131,972	220,206
10126.000.000 Deployed - El Paso	2,710,614	1,265,586	113,581	1,379,167	676,642	48.09%	48.09%	1,265,586	1,265,586	676,642	1,265,586	-	-	1,265,586	1,265,586	676,642
10127.000.000 Deployed - San Diego	5,522,163	640,435	2,099,709	2,739,144	1,191,077	30.58%	21.92%	1,191,077	640,435	650,642	1,265,586	-	-	1,191,077	640,435	650,642
Total for contracts in process	29,670,103	11,391,181	8,807,592	20,198,773	9,471,282	31.92%		16,036,263	11,391,181	4,665,084	13,853,577	2,564,434	(761,795)	15,174,541	10,873,611	4,300,930
Completed Contracts and Services																
10072.001.000 Ft. Hood Land Management OY1	1,870,152	1,168,169	-	1,168,169	701,983	37.54%	100.00%	1,870,152	1,168,169	701,983	1,870,152	-	-	948,176	808,846	139,330
10077.000.000 Caltrans Creek	3,344,830	3,050,485	-	3,050,485	294,345	8.80%	100.00%	3,344,830	3,050,485	294,345	3,344,830	-	-	282,397	213,665	68,722
10080.001.002 Oklahoma County OY1	1,376,652	1,099,855	-	1,099,855	276,797	20.15%	100.00%	1,376,652	1,099,855	276,797	1,376,652	-	-	65,508	1,069,856	23,087
10081.000.001 NYS Canal Corp	1,100,000	129,572	-	129,572	(19,572)	-6.47%	100.00%	110,000	129,572	(19,572)	110,000	-	-	302,498	112,240	190,258
10081.000.004 NYS Canal Corp	724,310	345,273	-	345,273	(20,971)	-2.91%	100.00%	324,302	345,273	(20,971)	324,302	-	-	687,586	329,440	358,146
10087.000.000 USFS Canal Road Construction	1,187,517	984,427	-	984,427	(203,090)	-17.01%	100.00%	984,427	984,427	(203,090)	984,427	-	-	879,310	779,310	100,117
10089.000.000 Lee County Sediment Removal	1,031,594	984,427	-	984,427	(46,167)	-4.47%	100.00%	1,031,594	984,427	(46,167)	1,031,594	-	-	398,277	633,317	265,460
10090.000.001 Knap Strong Boat Ramp Reconfiguration	461,880	448,111	-	448,111	(13,769)	-2.98%	100.00%	461,880	448,111	(13,769)	461,880	-	-	419,193	369,999	49,894
10095.000.000 Caltrans Road Improvements	526,000	373,670	-	373,670	(152,330)	-29.00%	100.00%	526,000	373,670	(152,330)	526,000	-	-	458,841	317,769	141,072
10101.000.000 Texas Dept. of Transportation	270,000	270,000	-	270,000	0	0.00%	100.00%	270,000	270,000	0	270,000	-	-	270,000	270,000	0
10102.000.000 Texas Dept. of Transportation	438,841	317,769	-	317,769	(141,072)	-32.15%	100.00%	438,841	317,769	(141,072)	438,841	-	-	438,841	317,769	121,072
10105.000.000 Deerfield Creek Slope Stabilization	206,273	206,273	-	206,273	0	0.00%	100.00%	206,273	206,273	0	206,273	-	-	206,273	206,273	0
10111.000.000 Road Time Charge	809,660	488,186	-	488,186	(321,474)	-39.66%	100.00%	809,660	488,186	(321,474)	809,660	-	-	809,660	488,186	321,474
10113.000.000 Deployed - El Paso	1,413,327	774,416	-	774,416	(638,911)	-45.19%	100.00%	1,413,327	774,416	(638,911)	1,413,327	-	-	1,413,327	774,416	638,911
10113.000.000 Deployed - El Paso	1,413,327	774,416	-	774,416	(638,911)	-45.19%	100.00%	1,413,327	774,416	(638,911)	1,413,327	-	-	1,413,327	774,416	638,911
Various	437,211	394,603	-	394,603	(42,608)	-9.73%	100.00%	437,211	394,603	(42,608)	437,211	-	-	399,704	364,432	34,772
Total for completed contracts	14,270,665	11,795,182	-	11,795,182	2,475,483	17.35%		14,270,665	11,795,182	2,475,483	14,270,665	-	-	9,372,896	8,076,579	1,296,317
Total	\$ 43,940,768	\$ 23,186,363	\$ 8,807,592	\$ 31,993,955	\$ 11,946,765	27.19%		\$ 30,306,930	\$ 23,186,363	\$ 7,140,567	\$ 28,124,242	\$ 2,564,434	\$ (761,795)	\$ 24,547,417	\$ 14,901,190	\$ 9,646,227

See independent accountant's review report.

BID FORM

PROJECT IDENTIFICATION: DR-4625NY City of Rome Disaster Recovery
Link Road Culvert Replacement
City of Rome, Oneida County

CONTRACT IDENTIFICATION: RFB-2025-002

THIS BID IS SUBMITTED TO: City of Rome

1. The undersigned BIDDER proposes and agrees, if this bid is accepted, to enter into an agreement with OWNER in the form included in the Contract Documents to perform and furnish all work as specified or indicated in the Contract Documents for the Bid Price and Bid Times indicated in this Bid and in accordance with the other terms and conditions of the Contract Documents

2. Bidder accepts all the terms and conditions of the Advertisement or Notice to Bidders and Instruction to Bidders, including without limitation those dealing with the disposition of Bid security. This Bid will remain subject to acceptance for forty-five (45) days after the Bid opening. Bidder will sign and deliver the required number of counterparts of the Agreement with the Bonds and other documents required by the Bidding Requirements within fifteen (15) days after the date of OWNER's Notice of Award

3. In submitting this Bid, BIDDER represents as more fully set forth in the Agreement, that:

a. BIDDER has examined and carefully studied the Bidding Documents and the following Addenda receipt of all which is hereby acknowledged: (List Addenda by Addendum Number and Date)

Addenda # 1	Apr 2025	10,000	8, 2025
Addenda # 2	Apr	17, 2025	

b. BIDDER has visited the site and become familiar with and is satisfied as to the general, local, and site conditions that may affect cost, progress, performance, and furnishing of the work.

c. BIDDER is familiar with and is satisfied as to all federal, state, and local Laws and Regulations that may affect cost, progress, performance, and furnishing of work.

d. BIDDER is aware of the general nature of work to be performed by OWNER and others at the site that relates to work for which this Bid is submitted as indicated in the Contract Documents

e. BIDDER has correlated the information known to BIDDER, information and observations obtained from visits to the site, reports and drawings identified in the Contract Documents and all

additional examinations, investigations, explorations, test, studies, and data with the Contract Documents

f. BIDDER has given ENGINEER written notice of all conflicts, errors, ambiguities or discrepancies that BIDDER has discovered in the Contract Documents and the written resolution thereof by ENGINEER is acceptable to BIDDER, and the Contract Documents are generally sufficient to indicate and convey understanding of all terms and conditions for performing and furnishing the Work for which this Bid is submitted.

g. This bid is genuine and not made in the interest of or on behalf of any undisclosed person, firm, or corporation and is not submitted in conformity with any agreement or rules of any group, association, organization, or corporation; BIDDER has not directly or indirectly induced or solicited any other BIDDER to submit a false or sham Bid; BIDDER has not solicited or induced any person, firm or corporation to refrain from bidding; and BIDDER has not sought by collusion to obtain for itself any advantage over any other BIDDER or over OWNER.

4. Bidder will complete the Work in accordance with the Contract Documents for the following Unit Bid price:

TOTAL BID LINK ROAD CULVERT REPLACEMENT:

Six Hundred Thirty Thousand Eight Hundred Fifty Four (use words) Dollars and zero cents (\$ 630,854.00) (figures)

5. BIDDER agrees that the Work will be substantially completed and ready for final payment before the dates or within the number of calendar days indicated in the Agreement.

BIDDER accepts the provisions of the Agreement as to liquidated damages in the event of failure to complete the Work within the times specified in the Agreement.

6. The following documents are attached to and made a condition of this Bid:

7. All documents set forth in the Bidders Checklist. Communications concerning this Bid shall be addressed in writing to:

Garret Wyckoff
City of Rome
198 Washington St., Rome NY, 13440
315-339-7644
gwyckoff@romecitygov.com

8. Terms used in this Bid will have the meanings indicated in the Instructions.

SUBMITTED on APRIL 24 2024

CONTRACTOR SLATE HILL CONSTRUCTORS INC
(Signature of Authorized Representative)

JEFFREY A HANLON
(Print Name)

V. PRESIDENT
(Title)

BIDDER INFORMATION SHEET

SLATE HILL CONSTRUCTORS INC

NAME OF BIDDER: * _____

ADDRESS: 6573 HERMAN RD WARNERS, NY 13164 _____

PHONE NUMBER: 315-672-8055 _____

TYPE OF ENTITY: CORPORATION ☒ PARTNERSHIP _____ INDIVIDUAL _____

IF A NONPUBLICLY OWNED CORPORATION:

NAME OF CORPORATION: SLATE HILL CONSTRUCTORS INC _____

LIST OF PRINCIPAL STOCKHOLDERS (HOLDING OVER 5% OF OUTSTANDING SHARES):

JEFFREY A HANLON _____

BRIAN J HANLON _____

LIST OF OFFICERS: JEFFREY A HANLON, BRIAN J HANLON _____

LIST OF DIRECTORS: _____

DATE OF ORGANIZATION: 3/22/85 _____

IF A PARTNERSHIP:

PARTNERS: _____

NAME OF PARTNERSHIP: _____

DATE OF ORGANIZATION: _____

* IF THE BUSINESS IS CONDUCTED UNDER AN ASSUMED NAME, A COPY OF THE CERTIFICATE REQUIRED TO BE FILED UNDER THE NEW YORK GENERAL BUSINESS LAW MUST BE ATTACHED.

CERTIFIED COPY OF RESOLUTION OF BOARD OF DIRECTORS

SLATE HILL CONSTRUCTORS INC.

(NAME OF CORPORATION)

"Resolved that JEFFREY A HANLON VPRESIDENT
(Person Authorized to Sign) (Title)

of SLATE HILL CONSTRUCTORS INC authorized to sign and submit Bid for this corporation for
(Name of Corporation)

the following project:

DR-4625NY CITY OF ROME DISASTER REVOCERY LINK RD CULVERT REPLACEMENT

and to include in such bid the certificate as to non collusion, and for any inaccuracies or misstatements in such certificate this corporate Bidder shall be liable under the penalties of perjury.

The foregoing is true and correct copy of resolution adopted by:

SLATE HILL CONSTRUCTORS INC.

(NAME OF CORPORATION)

At meeting of its Board of Directors held on the 24 day of APRIL 2024

By 

Title V. PRESIDENT

(SEAL)

The above form must be completed if the Bidder is a corporation

**NON-COLLUSIVE BIDDING CERTIFICATION REQUIRED BY
SECTION 139-D OF THE STATE FINANCE LAW**

SECTION 139-D, Statement of Non-Collusion in bids to the State:

BY SUBMISSION OF THIS BID, BIDDER AND EACH PERSON SIGNING ON BEHALF OF BIDDER CERTIFIES, AND IN THE CASE OF JOINT BID, EACH PARTY THERETO CERTIFIES AS TO ITS OWN ORGANIZATION, UNDER PENALTY OF PERJURY, THAT TO THE BEST OF HIS/HER KNOWLEDGE AND BELIEF:

[1] The prices of this bid have been arrived at independently, without collusion, consultation, communication, or agreement, for the purposes of restricting competition, as to any matter relating to such prices with any other Bidder or with any competitor;

[2] Unless otherwise required by law, the prices which have been quoted in this bid have not been knowingly disclosed by the Bidder and will not knowingly be disclosed by the Bidder prior to opening, directly or indirectly, to any other Bidder or to any competitor; and

[3] No attempt has been made or will be made by the Bidder to induce any other person, partnership or corporation to submit or not to submit a bid for the purpose of restricting competition.

A BID SHALL NOT BE CONSIDERED FOR AWARD NOR SHALL ANY AWARD BE MADE WHERE [1], [2], [3] ABOVE HAVE NOT BEEN COMPLIED WITH; PROVIDED HOWEVER, THAT IF IN ANY CASE THE BIDDER(S) CANNOT MAKE THE FOREGOING CERTIFICATION, THE BIDDER SHALL SO STATE AND SHALL FURNISH BELOW A SIGNED STATEMENT WHICH SETS FORTH IN DETAIL THE REASONS THEREFORE:

[AFFIX ADDENDUM TO THIS PAGE IF SPACE IS REQUIRED FOR
STATEMENT.]

Subscribed to under penalty of perjury under the laws of the State of New York, this
24 day of APRIL, 20 24 as the act and deed of said corporation of partnership.

IF BIDDER(S) (ARE) A PARTNERSHIP, COMPLETE THE FOLLOWING:

NAMES OF PARTNERS OR PRINCIPALS

LEGAL RESIDENCE

IF BIDDER(S) (ARE) A CORPORATION, COMPLETE THE FOLLOWING:

NAME

LEGAL RESIDENCE

BRIAN J HANLON

CAMILLUS, NY

President:

BRIAN J HANLON

CAMILLUS, NY

Secretary:

JEFFREY A HANLON

CAMILLUS, NY

Treasurer:

President:

Secretary:

Treasurer:

**DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY**

RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT

ITEM NUMBER	ESTIMATED QUANTITY	ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE		AMOUNT BID	
			DOLLARS	CENTS	DOLLARS	CENTS
201.06	1	CLEARING AND GRUBBING (LARGE AREA) <i>Twenty Five Thousand Dollars and Zero Cents</i> PER LUMP SUM	<i>25,000</i>	<i>00</i>	<i>25,000</i>	<i>00</i>
203.02	40	UNCLASSIFIED EXCAVATION <i>Seventy Dollars and Zero Cents</i> PER CUBIC YARD	<i>70</i>	<i>00</i>	<i>2,800</i>	<i>00</i>
203.03	831	EMBANKMENT IN PLACE <i>Thirty Three Dollars and Zero Cents</i> PER CUBIC YARD	<i>33</i>	<i>00</i>	<i>27,423</i>	<i>00</i>
203.21	175	SELECT STRUCTURE FILL <i>Seventy Five Dollars and Zero cents</i> PER CUBIC YARD	<i>75</i>	<i>00</i>	<i>13,125</i>	<i>00</i>
203.24010017	12	SHOULDER BACKUP MATERIAL <i>One Hundred Forty Dollars and zero Cents</i> PER CUBIC YARD	<i>140</i>	<i>00</i>	<i>1,680</i>	<i>00</i>

**DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY**

RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT

ITEM NUMBER	ESTIMATED QUANTITY	ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE		AMOUNT BID	
			DOLLARS	CENTS	DOLLARS	CENTS
206.01	1960	STRUCTURE EXCAVATION <i>Twenty Eight Dollars and zero Cents</i> PER CUBIC YARD	<i>28</i>	<i>00</i>	<i>54,880</i>	<i>00</i>
206.0201	133	TRENCH AND CULVERT EXCAVATION <i>Forty Dollars and zero cents</i> PER CUBIC YARD	<i>40</i>	<i>00</i>	<i>5,320</i>	<i>00</i>
209.1003	214	SEED AND MULCH - TEMPORARY <i>Nine Dollars and zero cents</i> (ADD#1) PER SQUARE YARD PER LINEAR FOOT	<i>9</i>	<i>00</i>	<i>1,926</i>	<i>00</i>
209.110103	1	CHECK DAM (DITCH BOTTOM WIDTH > 6' TO 10'), STONE-TEMPORARY <i>Five Hundred Dollars and zero Cents</i> PER EACH	<i>500</i>	<i>00</i>	<i>500</i>	<i>00</i>
209.2301	300	SEDIMENT FILTER LOG-TEMPORARY, 12" <i>Twelve Dollars and Fifty Cents</i> PER LINEAR FOOT	<i>12</i>	<i>50</i>	<i>3,750</i>	<i>00</i>

**DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY**

RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT

ITEM NUMBER	ESTIMATED QUANTITY	ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE		AMOUNT BID	
			DOLLARS	CENTS	DOLLARS	CENTS
304.12	145	SUBBASE COURSE, TYPE 2 <i>Ninety Five Dollars and zero cents</i> PER CUBIC YARD	95	00	13,775	00
402.098204	32	9.5 F2 TOP COURSE HMA, 80 SERIES COMPACTION <i>One Hundred Sixty Five Dollars and zero cents</i> PER TON	165	00	5,280	00
402.198904	53	19 F9 BINDER COURSE HMA, 80 SERIES COMPACTION <i>One Hundred Fifty Five Dollars and zero cents</i> PER TON	155	00	8,215	00
402.378904	88	37.5 F9 BASE COURSE HMA, 80 SERIES COMPACTION <i>One Hundred Fifty Five Dollars and zero cents</i> PER TON	155	00	13,640	00
407.0103	31	TACK COAT (STRAIGHT) <i>Forty Two Dollars and zero cents</i> PER GALLON	42	00	1,302	00

DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY

RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT

ITEM NUMBER	ESTIMATED QUANTITY	ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE		AMOUNT BID	
			DOLLARS	CENTS	DOLLARS	CENTS
553.020001	2	COFFERDAMS (TYPE 2) <i>One Dollar and zero cents</i> PER EACH	1	00	2	00
553.030001	1	TEMPORARY WATERWAY DIVERSION STRUCTURE <i>One Dollar and zero cents</i> PER EACH	1	00	1	00
603.59060016	41	LONG-SPAN CORRUGATED STRUCTURAL PLATE STRUCTURE - ALUMINUM (#72 BOX) <i>Four thousand Five Hundred Dollars and zero cents</i> PER LINEAR FOOT	4,500	00	184,500	00
606.10	260	BOX BEAM GUIDE RAILING <i>Seventy Dollars and zero cents</i> PER LINEAR FOOT	70	00	14,200	00
606.120101	2	BOX BEAM END PIECE <i>Eight Hundred Dollars and zero cents</i> PER EACH	800	00	1,600	00

DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY

RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT

ITEM NUMBER	ESTIMATED QUANTITY	ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE		AMOUNT BID	
			DOLLARS	CENTS	DOLLARS	CENTS
606.120201	2	BOX BEAM GUIDE RAILING TYPE II END SECTION <i>Two Thousand Seven Hundred Dollars and zero cents</i> PER EACH	2700	00	5400	00
610.1605	214	TURF ESTABLISHMENT - PERFORMANCE <i>Fifteen Dollars and zero cents</i> PER SQUARE YARD	15	00	3,210	00
619.01	1	BASIC WORK ZONE TRAFFIC CONTROL <i>Eighty Five Thousand Dollars and zero cents</i> PER LUMP SUM	85,000	00	85,000	00
619.04	12	TYPE III CONSTRUCTION BARRICADES <i>Fifty Dollars and zero cents</i> PER EACH	50	00	600	00
619.1711	48	TEMPORARY POSITIVE BARRIER - CATEGORY 1 (PINNING PROHIBITED) <i>Eighty Dollars and zero cents</i> PER LINEAR FOOT	40	00	3,840	00

**DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY**

RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT

ITEM NUMBER	ESTIMATED QUANTITY	ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE		AMOUNT BID	
			DOLLARS	CENTS	DOLLARS	CENTS
619.1719	4	WARNING LIGHTS ON TEMPORARY POSITIVE BARRIERS <i>Thirty six Dollars and zero cents</i> PER EACH	36	00	144	00
620.02	14	STONE FILLING - FINE <i>One Hundred Sixty Dollars and zero Cents</i> PER CUBIC YARD	160	00	2,240	00
620.05	307	STONE FILLING - HEAVY <i>One Hundred Sixty Five Dollars and zero Cents</i> PER CUBIC YARD	165	00	50,655	00
620.0802	117	BEDDING MATERIAL - TYPE 2 <i>One Hundred Forty Five Dollars and zero cents</i> PER CUBIC YARD	145	00	16,965	00
620.29110009	273	NEW (IMPORTED) STREAM BED MATERIAL (B) <i>Sixty Dollars and zero cents</i> PER CUBIC YARD	60	00	16,380	00

DR-4625NY CITY OF ROME DISASTER RECOVERY

CITY OF ROME, ONEIDA COUNTY

RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT

ITEM NUMBER	ESTIMATED QUANTITY	ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE		AMOUNT BID	
			DOLLARS	CENTS	DOLLARS	CENTS
621.51000015	30	GRADING CLEANING AND RESHAPING EXISTING DITCHES <i>Thirty Dollars and zero cents</i> PER LINEAR FOOT	30	00	900	00
625.01	1	SURVEY OPERATIONS <i>Ten Thousand Dollars and zero cents</i> PER LUMP SUM	10,000	00	10,000	00
627.50140008	72	CUTTING PAVEMENT <i>Seven Dollars and zero cents</i> PER LINEAR FOOT	7	00	504	00
640.10	202	WHITE PAINT REFLECTORIZED PAVEMENT STRIPES - 15 MILES <i>Five Dollars and zero cents</i> PER LINEAR FOOT	5	00	1,010	00
640.11	246	YELLOW PAINT REFLECTORIZED PAVEMENT STRIPES - 15 MILES <i>Five Dollars and zero cents</i> PER LINEAR FOOT	5	00	1,230	00

**DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY**

RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT

ITEM NUMBER	ESTIMATED QUANTITY	ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE		AMOUNT BID	
			DOLLARS	CENTS	DOLLARS	CENTS
646.22	4	DELINEATOR, SNOWPLOWING MARKER, SUPPLEMENTARY SNOWPLOWING MARKER PANELS <i>Thirty Dollars and zero cents</i> PER EACH	30	00	120	00
646.32	4	STEEL POST, (X=1.1 LB/FT PR 2.0 LB/FT) <i>One Hundred Thirty Dollars and zero cents</i> PER EACH	130	00	520	00
697.03	29000	FIELD CHANGE PAYMENT (FCP) <i>One Dollar and zero cents</i> PER DOLLAR CENT	\$ 1.00	00	\$ 29,000.00	00
698.04	217	ASPHALT PRICE ADJUSTMENT (LUMP SUM) [CALCULATED IN ESTIMATOR] <i>One Dollar and zero cents</i> PER DOLLAR CENT	\$ 1.00	00	\$ 217.00	00

DR-4625NY CITY OF ROME DISASTER RECOVERY
CITY OF ROME, ONEIDA COUNTY
RFB-2025-002 - PROJECT 667046 - LINK ROAD CULVERT REPLACEMENT

BROUGHT FORWARD

ITEM NUMBER	ESTIMATED QUANTITY	ITEM DESCRIPTION WITH UNIT BID PRICE WRITTEN IN WORDS	UNIT BID PRICE		AMOUNT BID	
			DOLLARS	CENTS	DOLLARS	CENTS
699.040001	1	MOBILIZATION MUST NOT EXCEED 4% OF SUBTOTAL SHOWN ABOVE. SEE SPECIFICATION FOR THIS ITEM. FOR <u>Twenty Thousand Dollars and zero</u>..... <u>Cents</u>.....LUMP SUM	20,000	00	20,000	00
SHARE 1 TOTAL OR GROSS SUM WRITTEN IN WORDS: <u>Six Hundred Thirty Thousand Eight Hundred Fifty Four</u> <u>Dollars and zero cents</u>			\$ <u>630,954.00</u>			

BID BOND

Any singular reference to Bidder, Surety, Owner or other party shall be considered plural where applicable.

BIDDER (*Name and Address*):

SURETY (*Name and Address of Principal Place of Business*):

OWNER (*Name and Address*):

BID

Bid Due Date: As Noted in the Invitation to Bidders

Description: **DR-4625NY City of Rome Disaster Recovery – Link Road Culvert Replacement**

BOND

Bond Number:

Date (*Not earlier than Bid due date*):

Penal sum

(Words)

\$

(Figures)

Surety and Bidder, intending to be legally bound hereby, subject to the terms set forth below, do each cause this Bid Bond to be duly executed by an authorized officer, agent, or representative.

BIDDER

SURETY

Bidder's Name and Corporate Seal (Seal)

Surety's Name and Corporate Seal (Seal)

By: _____
Signature

By: _____
Signature (Attach Power of Attorney)

Print Name

Print Name

Title

Title

Attest: _____
Signature

Attest: _____
Signature

Title

Title

Note: Above addresses are to be used for giving any required notice. Provide execution by any additional parties, such as joint venturers, if necessary.

1. Bidder and Surety, jointly and severally, bind themselves, their heirs, executors, administrators, successors, and assigns to pay to Owner upon default of Bidder the penal sum set forth on the face of this Bond. Payment of the penal sum is the extent of Bidder's and Surety's liability. Recovery of such penal sum under the terms of this Bond shall be Owner's sole and exclusive remedy upon default of Bidder.
2. Default of Bidder shall occur upon the failure of Bidder to deliver within the time required by the Bidding Documents (or any extension thereof agreed to in writing by Owner) the executed Agreement required by the Bidding Documents and any performance and payment bonds required by the Bidding Documents.
3. This obligation shall be null and void if:
 - 3.1 Owner accepts Bidder's Bid and Bidder delivers within the time required by the Bidding Documents (or any extension thereof agreed to in writing by Owner) the executed Agreement required by the Bidding Documents and any performance and payment bonds required by the Bidding Documents, or
 - 3.2 All Bids are rejected by Owner, or
 - 3.3 Owner fails to issue a Notice of Award to Bidder within the time specified in the Bidding Documents (or any extension thereof agreed to in writing by Bidder and, if applicable, consented to by Surety when required by Paragraph 5 hereof).
4. Payment under this Bond will be due and payable upon default of Bidder and within 30 calendar days after receipt by Bidder and Surety of written notice of default from Owner, which notice will be given with reasonable promptness, identifying this Bond and the Project and including a statement of the amount due.
5. Surety waives notice of any and all defenses based on or arising out of any time extension to issue Notice of Award agreed to in writing by Owner and Bidder, provided that the total time for issuing Notice of Award including extensions shall not in the aggregate exceed 120 days from Bid due date without Surety's written consent.
6. No suit or action shall be commenced under this Bond prior to 30 calendar days after the notice of default required in Paragraph 4 above is received by Bidder and Surety and in no case later than one year after Bid due date.
7. Any suit or action under this Bond shall be commenced only in a court of competent jurisdiction located in the state in which the Project is located.
8. Notices required hereunder shall be in writing and sent to Bidder and Surety at their respective addresses shown on the face of this Bond. Such notices may be sent by personal delivery, commercial courier, or by United States Registered or Certified Mail, return receipt requested, postage pre-paid, and shall be deemed to be effective upon receipt by the party concerned.
9. Surety shall cause to be attached to this Bond a current and effective Power of Attorney evidencing the authority of the officer, agent, or representative who executed this Bond on behalf of Surety to execute, seal, and deliver such Bond and bind the Surety thereby.
10. This Bond is intended to conform to all applicable statutory requirements. Any applicable requirement of any applicable statute that has been omitted from this Bond shall be deemed to be included herein as if set forth at length. If any provision of this Bond conflicts with any applicable statute, then the provision of said statute shall govern and the remainder of this Bond that is not in conflict therewith shall continue in full force and effect.
11. The term "Bid" as used herein includes a Bid, offer, or proposal as applicable.

AFFIDAVIT OF WORKERS COMPENSATION

State of New York

SS:

County of ~~Onondaga~~
~~XXXXX~~
ONONDAGA
JEFFREY A HANLON

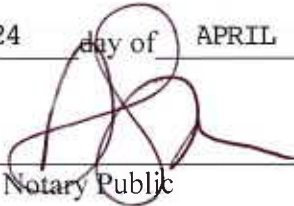
of SLATE HILL CONSTRUCTORS INC

being duly sworn, deposes and says that he now carries or that he has applied for a Workers Compensation Policy to cover the operations, as set forth in the preceding contract, and to comply with the provisions thereof.

Signed: 

Subscribed and sworn to before me

this 24 day of APRIL, 2025



Notary Public

DEBORAH D. SCHOOLEY
Notary Public, State of New York
Registration # 01SC6035488
Qualified in Cayuga County
My Commission Expires Jan. 3, 2026

CERTIFICATION OF COMPLAINE IRAN DIVESTMENT ACT

As a result of the Iran Divestment Act of 2012 (Act), Chapter 1 of the 2012 Laws of New York, a new provision has been added to the State Finance Law (SFL), § 165-a, effective April 12, 2012. Under the Act, the Commissioner of the Office of General Services (OGS) will be developing a list (prohibited entities list) of "persons" who are engaged in "investment activities in Iran" (both are defined terms in the law). Pursuant to SFL § 165-a(3)(b), the initial list is expected to be issued no later than 120 days after the Act's effective date, at which time it will be posted on the OGS website.

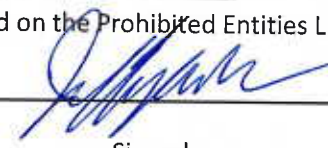
By submitting a bid in response to this solicitation or by assuming the responsibility of a Contract awarded hereunder, each Bidder/Contractor, any person signing on behalf of the Bidder/Contractor and any assignee or subcontractor and, in the case of a joint bid, each party thereto, certifies, under penalty of perjury, that once the Prohibited Entities List is posted on the OGS website, that to the best of its knowledge and belief, that each Bidder/Contractor and any subcontractor or assignee is not identified on the Prohibited Entities List created pursuant to SFL § 165-a(3)(b).

Additionally, Bidder/Contractor is advised that once the Prohibited Entities List is posted on the OGS website, any Contractor seeking to renew or extend a Contract or assume the responsibility of a Contract awarded in response to this solicitation, must certify at the time the Contract is renewed, extended or assigned that it is not included on the Prohibited Entities List.

During the term of the Contract, should the Municipality receive information that a Bidder/Contractor is in violation of the above-referenced certification, the Municipality will offer the person or entity an opportunity to respond. If the person or entity fails to demonstrate that it has ceased its engagement in the investment which is in violation of the Act within 90 days after the determination of such violation, then the Municipality shall take such action as may be appropriate including, but not limited to, imposing sanctions, seeking compliance, recovering damages, or declaring the Bidder/Contractor in default.

The Municipality reserves the right to reject any bid or request for assignment for a Bidder/Contractor that appears on the Prohibited Entities List prior to the award of a contract, and to pursue a responsibility review with respect to any Bidder/Contractor that is awarded a contract and subsequently appears on the Prohibited Entities List.

I, JEFFREY A HANLON, being duly sworn, deposes and says that he/she is the
V. PRESIDENT of SLATE HILL CONSTRUCTORS INC. and neither the Bidder/Contractor nor any proposed subcontractor is identified on the Prohibited Entities List.



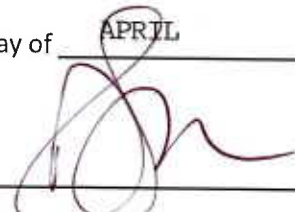
Signed

SWORN to before me this

24 day of APRIL

20 25

Notary Public: _____



DEBORAH D. SCHOOLEY
Notary Public, State of New York
Registration # 01SC6035488
Qualified in Cayuga County
My Commission Expires Jan. 3, 2024

**AUTHORIZATION DIRECTING STATE AGENCIES AND
AUTHORITIES TO DIVEST PUBLIC FUNDS SUPPORTING RUSSIA**

- A. By submission of this bid, each bidder and each person signing on behalf of any bidder certifies, and in the case of a joint bid, each party thereto certifies as to its own organization, under Executive Order of the State of New York, to divest their money and assets from any investment, to terminate any contract with an institution or company, that is determined to be a Russian or supporting entity and to refrain from entering new contracts or making any investments in such entities in the future,
- B. A bid shall not be considered for award, nor shall any award be made where the condition set forth in Paragraph A above has not been complied with; provided, however, that in any case the bidder cannot make the forgoing certification set forth in Paragraph A above, the bidder shall so state and shall furnish with the bid a signed statement which sets forth in detail the reasons therefore. Where Paragraph A above cannot be complied with, the Finance Department to the political subdivision, public department, agency or official thereof to which the bid is made, or his designee, may award a bid, on a case by case business under the following circumstances:
1. The investment activities in Russia were made before February 27, 2022, the investment activities in Russia have not been expanded or renewed after February 27, 2022, and the Bidder has adopted, publicized and is implementing a formal plan to cease the investment activities in Russia and to refrain from engaging in any new investments in Russia; or
 2. The political subdivision makes a determination that the goods or services are necessary for the political subdivision to perform its function and that, absent such an exemption, the political subdivision would be unable to obtain the goods or services for which the contract is offered. Such determination shall be made in writing and shall be a public document.

JEFFREY A HANLON

Printed Name

Signature

SLATE HILL CONSTRUCTORS INC

Company Name

4/24/25

Date

SEXUAL HARASSMENT PREVENTION CERTIFICATION FOR CONSTRUCTION CONTRACT BIDS
(Per NYSDOT EB 18-047, signed 12/20/2018)

By submission of this bid, each bidder and each person signing on behalf of any bidder certifies, and in the case of a joint bid each party thereto certifies as to its own organization, under penalty of perjury, that the bidder has and has implemented a written policy addressing sexual harassment prevention in the workplace and provides annual sexual harassment prevention training to all of its employees. Such policy shall, at a minimum, meet the requirements of section two hundred one-g of the New York State Labor Law.

I JEFFREY A HANLON, being duly sworn, deposes and says that he/she is the
V. PRESIDENT of SLATE HILL CONSTRUCTORS INC and certify

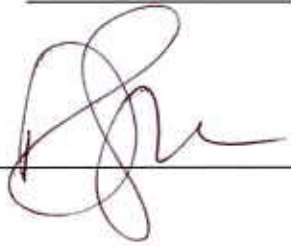
SLATE HILL CONSTRUCTORS INC is compliance with maintaining a written policy addressing sexual harassment prevention in the workplace and providing annual sexual harassment prevention training to all their employees.

SWORN to before me this

24 day of APRIL

2025

Notary Public: _____



DEBORAH D. SCHOOLEY
Notary Public, State of New York
Registration # 01SC6035488
Qualified in Cayuga County
My Commission Expires Jan. 3, 2024

**DISADVANTAGED/MINORITY/WOMENS BUSINESS ENTERPRISE (D/M/WBE)
UTILIZATION GOALS**

Please refer to the Contract Provisions within this Project Manual.

The DBE goal for this project is: 5%
The MBE Goal for this Project is 0%
The WBE Goal for this Project is 0%
There are no SDVOB goals for this project.

The Bidder shall designate and enter below the name of the Minority/Women's Business Enterprise Officer who will have the responsibility for the /M/WBE Utilization.

Bidder Designated M/WBE Officer

DEBORAH SCHOOLEY

(Name)

OFFICE & COMPLIANCE MGR

(Title)

Telephone Number

(315) 672-8055

RETURN THIS PAGE WITH BID



11/19/24

Printed By: deborah schooley
Date Printed: Nov 19, 2024

Vendor Responsibility For-Profit Construction (CCA-2) Form

Status: Answering

Note:

The content of any attached documents will not print with this page. To view or print an attached document, you must open it separately by clicking the corresponding hyperlink in the 'Uploaded Files' section of a question.

Basic Vendor Data

Entity Information:

Legal Name: SLATE HILL CONSTRUCTORS INC
TIN (EIN or SSN): 161242953
Vendor ID: 1000015605
Principal Place of Business: 6573 Herman Rd
PO Box 275
Warners, NY 13164
United States
Telephone: (315)672-8055 x10
Fax: (315)672-8057

Form Information:

Business Type: For-Profit
Business Activity: Construction

Additional Business Entity Identities

Name:	Explanation:
Slate Hill Constructors, Inc.	
Type: Previously Enrolled As	
Vendor ID: 1000015605	
Status: Active	

Authorized Contacts

Name:	Address:
deborah schooley	6573 herman rd po box 275
Title: administrative assistant	Warners, NY 13164
Telephone: (315)672-8055	United States
Email: schoolee2@yahoo.com	

I. Business Characteristics

1.0 Business Entity type - Check appropriate box and provide additional information:

- ☐ Corporation (including PC)
☐ Limited Liability Company (LLC or PLLC)
☐ Limited Liability Partnership (LLP)
☐ Limited Partnership (LP)
☐ General Partnership
☐ Sole Proprietor
☐ Other

Date of Incorporation

03/22/1985

1.1 Was the Business Entity formed in New York State?

- ☐ Yes
☐ No

1.2 Is the Legal Business Entity publicly traded?

- ☐ Yes
☐ No

1.3 Is the Business Entity currently registered to do business in New York State?

Note: Select "Not Required" if the Business Entity is a Sole Proprietor or General Partnership.

- ☐ Yes
☐ No
☐ Not Required

1.4 Is the responding Business Entity a Joint Venture?

Note: If the submitting Business Entity is a Joint Venture, also submit a separate questionnaire for each Business Entity comprising the Joint Venture.

- ☐ Yes
☐ No

1.5 If the Business Entity's Principal Place of Business is not in New York State, does the Business Entity maintain an office in New York State?

(Select "N/A" if Principal Place of Business is in New York State.)

- ☐ Yes
☐ No
☐ N/A

1.6 Is the Business Entity a New York State certified Minority-Owned Business Enterprise, Women-Owned Business Enterprise, Service-Disabled Veteran-Owned Business, New York State Small Business, or federally certified Disadvantaged Business Enterprise?

- ☐ Yes
☐ No

1.7 Identify **each person** or Business Entity that is, or has been within the past five (5) years, a Business Entity Official, or a Principal Owner of 5.0% or more of the Reporting Entity's shares; or one of the five largest shareholders, if applicable. (Attach additional pages if necessary.)

Joint Ventures: Provide information for all Reporting Entity involved.

Each Business Entity identified as a Principal Owner must also submit a Vendor Responsibility Questionnaire.

For each person, include name, title, date of birth, percentage of ownership, and employment status. For each Business Entity that is a Principal Owner, include name, address, EIN, and percentage of ownership.

Enter Below

Attach Document

Name (For each person, include middle initial)

jeffrey a hanlon

Title

president/treasurer

Date of Birth

01/21/1955

Percentage of ownership (Enter 0% if not applicable)

55

Employment Status with the firm

☒ Current

☐ Former

Add another?

☒ Yes

☐ No

Name (For each person, include middle initial)

brian j hanlon

Title

v.president/secretary

Date of Birth

06/14/1984

Percentage of ownership (Enter 0% if not applicable)

45

Employment Status with the firm

☒ Current

☐ Former

Add another?

☒ Yes

☐ No

Add a Business Entity

☒ Yes

☐ No

☐ N/A

1.8 There is no person or Business Entity that owns 5% or more of the Reporting Entity

☒ Yes

☐ No

II. Affiliate and Joint Venture Relationships

2.0

Are there any other construction-related firms in which, now or in the past five years, the submitting Business Entity or any of the individuals or business entities listed in question 1.7 either owned or owns 5.0% or more of the shares of, or was or is one of the five largest shareholders or a director, officer, partner or proprietor of said other firm?

☐ Yes☒ No

Select method for providing this information:

Note: If more than four (4) firms need to be listed, select "Attach Document" as the response.

☒ Enter Below

Attach Document(s)

Firm/Company Name

Sycamore Hill Environmental Inc.

Firm/Company Address

6573 Herman Rd. Warners, NY 13164

Is the Firm/Company EIN available?

☒ Yes☐ No

Firm/Company EIN

81-5387635

Firm/Company's Primary Business Activity

asbestos & abatement

Explain relationship

same owners

Percentage of Ownership (Enter 0% if not applicable)

100

Are there any shareholders, directors, officers, owners, partners or proprietors that the submitting Business Entity has in common with the disclosed firm(s)?

☒ Yes☐ No

Provide each individual's name (including middle initial) and position or title with this firm

Brian Hanlon - President/Treasurer
Jeffrey Hanlon V. President/Secretary

Add another?

☒ Yes☐ No

Firm/Company Name

SRV Constructors LLC

Firm/Company Address

6573 Herman Rd

Is the Firm/Company EIN available?

☒ Yes☐ No

Firm/Company EIN

99-3337155

Firm/Company's Primary Business Activity

heavy highway construction

Explain relationship

joint venture

Percentage of Ownership (Enter 0% if not applicable)

33.3%

Are there any shareholders, directors, officers, owners, partners or proprietors that the submitting Business Entity has in common with the disclosed firm(s)?

☒ Yes

☐ No

Provide each individual's name (including middle initial) and position or title with this firm

Jeffrey A Hanlon - Partner
Timothy O Lawless - Partner
Christopher J Ramsey - Partner
Brian J Hanlon - Partner
Michelle C.Paroda - Partner

Add another?

☒ Yes

☐ No

2.1 Does the Business Entity have any construction-related affiliates not identified in the response to question 2.0 above?

☒ Yes

☐ No

2.2 Has the Business Entity participated in any construction-related Joint Ventures within the past 3 years?

☒ Yes

☐ No

Select method for providing this information

Note: If more than four (4) Joint Ventures need to be listed, select "Attach Document" as the response.

☐ Enter Below

☒ Attach Document(s)

Joint Venture Name:

SRV Construction

Is Joint Venture EIN available?

☒ Yes

☐ No

Joint Venture EIN

993337155

Identify the parties to the Joint Venture:

Slate Hill Constructors Inc. - Partner
Ramsey Constructors Inc. - Partner
Village Construction Inc. - Partner

Add another?

☒ Yes

☐ No

III. Contract History

Based on the Business Entity's New York State Vendor Identification Number (Vendor ID) provided, active contracts with New York State contracting entities approved as of April 2012 by the Office of the State Comptroller and approved contracts submitted after April 2012 are displayed by selecting "Contract Data" in the menu to the left.

3.0 Has the Business Entity completed any construction contracts?

☒ Yes

☐ No

List the ten most recent construction contracts the Business Entity has completed for government clients. At the Business Entity's option, it may include construction contracts completed for private clients. If less than ten, include most recent subcontracts on projects up to that number.

☐ Attach Document

☒ Use Completed Contract Template

For each contract, include Agency/Owner, Contact Person, Telephone Number, Prime or Subcontractor, Joint Venture Name, Joint Venture EIN, Design Architect and/or Design Engineer, Award Date, Contract Number, Contract Amount, Date Completed

Uploaded Files

[CCA ATTACHMENT A-2024-2.doc](#) 97K

3.1 Does the Business Entity currently have uncompleted construction contracts?

Note: Ongoing projects must be included.

☐ Yes

☒ No

List all current uncompleted construction contracts for government clients. Ongoing projects must be included. At the Business Entity's option, it may include construction contracts uncompleted for private clients.

☐ Attach Document

☒ Use Uncompleted Contract Template

For each contract, include Agency/Owner, Contact Person, Telephone Number, Contract Number, Prime or Subcontractor, Joint Venture Name, Joint Venture EIN, Design Architect and/or Design Engineer, Total Dollar amount of firm's contract, Dollar amount sublet to others, Uncompleted dollar amount of Firm's contract (or Subcontract), award date and anticipated completion date, and include the Grand total for all uncompleted contracts.

Uploaded Files

[CCA ATTACHMENT B-2024-2.doc](#) 117K

Last Modified: Nov 13, 2024
Modified By: deborah schooley

IV. Integrity - Contract Bidding

Within the past five (5) years, has the Business Entity, an affiliate, or any predecessor company or entity:

4.0 Been suspended or debarred from any government contracting process or been disqualified on any government procurement?

☒ Yes

☐ No

4.1 Been subject to a denial or revocation of a government prequalification?

☒ Yes

☐ No

4.2 Had any bid rejected by a government entity for lack of qualifications, responsibility or because of the submission of an informal, non-responsive or incomplete bid?

☒ Yes

☐ No

Provide an explanation of the issue(s), the Business Entity, affiliate, predecessor company or entity involved, the relationship to the submitting Business Entity, the government entity involved, project(s), relevant dates, any remedial or corrective action(s) taken and the current status of the issue(s).

Select method for providing this information:

☐ Enter Below

☐ Attach Document(s)

☐ Attach Document(s) with Explanation

Uploaded Files

[srv-006.pdf](#) 800K

4.3 Had a proposed subcontract rejected by a government entity for lack of qualifications, responsibility or because of the submission of an informal, non-responsive or incomplete bid?

☒ Yes

☐ No

4.4 Had a bid rejected on a government contract for failure to make good faith efforts on any Minority-Owned Business Enterprise, Women-Owned Business Enterprise, Service-Disabled Veteran-Owned Business or Disadvantaged Business Enterprise goal or statutory affirmative action requirements on a previously held contract?

☒ Yes

☐ No

4.5 Agreed to a voluntary exclusion from bidding/contracting with a government entity?

☒ Yes

☐ No

4.6 Requested or been permitted to withdraw a bid submitted to a government entity or made any claim of an error on a bid submitted to a government entity?

☒ Yes

☐ No

V. Integrity - Contract Award

Within the past five (5) years, has the Business Entity, an affiliate, or any predecessor company or entity:

5.0 Defaulted on or been suspended, cancelled or terminated for cause on any contract?

☒ Yes

☐ No

5.1 Been subject to an administrative proceeding or civil action, including arbitration, seeking specific performance or restitution (except any disputed work proceeding) in connection with any government contract?

☒ Yes

☐ No

5.2 Entered into a formal monitoring agreement, integrity agreement, consent decree, or stipulation, settlement as specified by, or agreed to with, any government entity?

☒ Yes

☐ No

5.3 Had its surety called upon to complete any contract whether government or private sector?

☒ Yes

☐ No

5.4 Forfeited all or part of a standby letter of credit in connection with any government contract?

☒ Yes

☐ No

Last Modified: Sep 7, 2022
Modified By: deborah schooley

VI. Certifications/Licenses

Within the past five (5) years, has the Business Entity, an affiliate, or any predecessor company or entity:

- 6.0 Had a revocation or suspension of any business or professional permit and/or license?

☐ Yes

☐ No

- 6.1 Had a denial, decertification, revocation or forfeiture of New York State certification of Minority-Owned Business Enterprise, Women-Owned Business Enterprise, Service-Disabled Veteran-Owned Business or a federal certification of Disadvantaged Business Enterprise status, for other than a change of ownership?

☐ Yes

☐ No

Last Modified: Sep 7, 2022
Modified By: deborah schooley

VII. Legal Proceedings/Government Investigations

Note: Information regarding a determination or finding made in error, which was subsequently corrected or overturned, and/or was withdrawn by the issuing government entity, is not required.

Within the past five (5) years, has the Business Entity, an affiliate, or any predecessor company or entity:

- 7.0 Been the subject of a criminal investigation, whether open or closed, or an indictment for any business-related conduct constituting a crime under local, state or federal law?

☐ Yes

☐ No

- 7.1 Been the subject of:

- i. An indictment, grant of immunity, judgment or conviction (including entering into a plea bargain) for conduct constituting a crime; or
- ii. Any criminal investigation, felony indictment or conviction concerning the formation of, or any business association with, an allegedly false or fraudulent Minority-Owned Business Enterprise, Women-Owned Business Enterprise, Service-Disabled Veteran-Owned Business, or a Disadvantaged Business Enterprise?

☐ Yes

☐ No

- 7.2 Received any OSHA citation, which resulted in a final determination classified as serious or willful?

☐ Yes

☐ No

- 7.3 Had a government entity find a willful prevailing wage or supplemental payment violation?

☐ Yes

☐ No

- 7.4 Had a New York State Labor Law violation deemed willful?

☐ Yes

☐ No

- 7.5 Entered into a consent order, monitoring agreement or other type of oversight with the New York State Department of Environmental Conservation, or a federal, state or local government enforcement entity involving a violation of federal, state or local environmental laws?

☐ Yes

☐ No

- 7.6 Other than previously disclosed, been the subject of any citations, notices or violation orders; a pending administrative hearing, proceeding or determination of a violation of:

- Federal, state or local health laws, rules or regulations;
- Federal, state or local environmental laws, rules or regulations;
- Unemployment insurance or workers compensation coverage or claim requirements;
- Any labor law or regulation, which was deemed willful;
- Employee Retirement Income Security Act (ERISA);
- Federal, state or local human rights laws;
- Federal, state or local security laws;
- Federal, state, or local tax laws?

☐ Yes

☐ No

VIII. Leadership Integrity

Note: If the Business Entity is a Joint Venture Entity, answer "N/A - Joint Venture" to questions in this section.

Within the past five (5) years has any individual previously identified, or any individual currently or formerly having the authority to sign, execute or approve bids, proposals, contracts or supporting documentation on behalf of the Business Entity with any government entity been:

8.0 Sanctioned relative to any business or professional permit and/or license?

☐ Yes

☐ No

☐ N/A - Joint Venture

8.1 Suspended, debarred or disqualified from any government contracting process?

☐ Yes

☐ No

☐ N/A - Joint Venture

8.2 The subject of a criminal investigation, whether open or closed, or an indictment for any business-related conduct constituting a crime under local, state or federal law?

☐ Yes

☐ No

☐ N/A - Joint Venture

8.3 Charged with a misdemeanor or felony, indicted, granted immunity, convicted of a crime or subject to a judgment for

- i. Any business-related activity, including but not limited to theft, fraud, coercion, extortion, bribe or bribe-receiving, giving or accepting unlawful gratuities, immigration or tax fraud, racketeering, mail fraud, wire fraud, price-fixing or collusive bidding; or
- ii. Any crime, whether or not business-related, the underlying conduct of which related to truthfulness, including but not limited to the filing of false documents or false sworn statements, perjury or larceny.

☐ Yes

☐ No

☐ N/A - Joint Venture

Last Modified: Sep 7, 2022

Modified By: deborah schooley

IX. Financial and Organizational Capacity

- 9.0 Within the past five (5) years, has the Business Entity or any affiliate received any formal unsatisfactory performance assessment(s) from any government entity on any contract?

☐ Yes

☒ No

- 9.1 Within the past five (5) years, has the Business Entity or any affiliate had any liquidated damages assessed over \$25,000 for any reason, including failure to meet Minority-Owned Business Enterprise, Women-Owned Business Enterprise, Service-Disabled Veteran-Owned Business, or Disadvantaged Business Enterprise goals?

☐ Yes

☒ No

- 9.2 Within the past five (5) years, has the Business Entity or any affiliate had any liens, claims or judgments over \$25,000 filed against the Business Entity which remain undischarged or were unsatisfied for more than 90 days?

Note: Including but not limited to tax warrants or liens. Do not include UCC filings.

☐ Yes

☒ No

- 9.3 In the last seven (7) years, has the Business Entity or any affiliate, or official initiated or been the subject of any bankruptcy proceedings, whether or not closed, or is any bankruptcy proceeding pending?

☐ Yes

☒ No

- 9.4 What is the Business Entity's Bonding Capacity?
Select method for providing this information:

☒ Enter Below

☐ Attach Document

Single Project :

\$30 MILLION

Aggregate (All Projects):

\$60 MILLION

- 9.5 List Business Entity's Gross Sales for previous three (3) fiscal years:
Select method for providing this information:

☐ Enter Below

☐ Attach Document

1st Year (indicate year)

2023

Amount

46601818

2nd Year (indicate year)

2022

Amount

32581337

3rd Year (indicate year)

2021

Amount

25848622

- 9.6 List Business Entity's Average Backlog for previous three (3) fiscal years:
(Estimated total value of uncompleted work on outstanding contracts)
Select method for providing this information:

☐ Enter Below

☐ Attach Document

1st Year (indicate year)

2023

Amount

33908545

2nd Year (indicate year)

2022

Amount

32447962

3rd Year (indicate year)

2021

Amount

11946815

- 9.7 Attach Business Entity's most recent annual financial statement and accompanying notes or complete the Financial Template found below and attach the document.
Select method for providing this information:

☐ Financial Template

☐ Attach Financial Statement

Uploaded Files

[cca financials-001.pdf](#) 305K

X. Freedom of Information Law (FOIL)

10.0 Indicate whether any information provided herein is believed to be exempt from disclosure under the Freedom of Information Law (FOIL).

(Note: A determination of whether such information is exempt from FOIL will be made at the time of any request for disclosure under FOIL.)

☐ Yes

☐ No

Indicate the question number and explain the basis for the claim

section 9 - financials

Last Modified: Apr 17, 2012
Modified By: deborah schooley

XI. Authorized Contact for the Questionnaire

11.0 Name
deborah schooley

11.1 Title
admin

11.2 Email
schoolee2@yahoo.com

11.3 Telephone
3156728055

11.4 Fax
315-672-8057

Last Modified: Sep 7, 2022
Modified By: deborah schooley

New York State VendRep System Vendor Responsibility For-Profit Construction (CCA-2) Form

CERTIFICATION:

The undersigned recognizes that this questionnaire is submitted for the express purpose of assisting the State of New York's contracting entities in making a responsibility determination regarding an award of a contract or approval of a subcontract; acknowledges that the State, or its contracting entities, may in its discretion, by means which it may choose, verify the truth and accuracy of all statements made herein; and acknowledges that intentional submission of false or misleading information may constitute a felony under Penal Law Section 175.35 or a misdemeanor under Penal Law Section 175.30 or Section 210.45, and may also be punishable by a fine and/or imprisonment of up to five years under 18 USC Section 1001 and may result in contract termination.

The undersigned certifies that he/she:

- is knowledgeable about the submitting Business Entity's business and operations;
- has read and understands all of the questions contained in the questionnaire;
- has reviewed and/or supplied full and complete responses to each question;
- to the best of their knowledge, information and belief, confirms that the Business Entity's responses are true, accurate and complete, including all attachments, if applicable;
- understands that New York State will rely on the information disclosed in the questionnaire when entering into a contract with the Business Entity; and
- is under obligation to update the information provided herein to include any material changes to the Business Entity's responses at the time of bid/proposal submission through the contract award notification, and may be required to update the information at the request of the state's contracting entities or the Office of the State Comptroller prior to the award and/or approval of a contract, or during the term of the contract.

Reminder:

When filing the vendor responsibility questionnaire online via this System, the Business Entity must indicate in each bid/proposal submitted to a contracting entity that the required questionnaire has been electronically filed.

Also note that the VendRep System Timeliness Standard requires a Business Entity filing a questionnaire via the VendRep System to update and certify their questionnaire within six months prior to the bid/proposal due date or other contracting entity defined due date.

Legal Business Name: SLATE HILL CONSTRUCTORS INC
Certifier's Name: deborah schooley
Certifier's Title: office & compliance manager
Certification Date: Nov 19, 2024

Called Submitted
11/19/24

NEW YORK STATE VENDOR RESPONSIBILITY QUESTIONNAIRE FOR-PROFIT CONSTRUCTION (CCA-2)

You have selected the For-Profit Construction questionnaire, commonly known as the “CCA-2,” which may be printed and completed in this format or, for your convenience, may be completed online using the [New York State VendRep System](#).

COMPLETION & CERTIFICATION

The person(s) completing the questionnaire must be knowledgeable about the vendor’s business and operations. An owner or official must certify the questionnaire and the signature must be notarized.

NEW YORK STATE VENDOR IDENTIFICATION NUMBER (VENDOR ID)

The Vendor ID is a ten-digit identifier issued by New York State when the vendor is registered on the Statewide Vendor File. This number must now be included on the questionnaire. If the business entity has not obtained a Vendor ID, contact the IT Service Desk at ITServiceDesk@osc.state.ny.us or call 866-370-4672.

DEFINITIONS

All underlined terms are defined in the “New York State Vendor Responsibility Definitions List,” found at <http://www.osc.state.ny.us/vendrep/documents/questionnaire/definitions.pdf>. These terms may not have their ordinary, common or traditional meanings. Each vendor is strongly encouraged to read the respective definitions for any and all underlined terms. By submitting this questionnaire, the vendor agrees to be bound by the terms as defined in the “New York State Vendor Responsibility Definitions List” existing at the time of certification.

RESPONSES

Every question must be answered. Each response must provide all relevant information which can be obtained within the limits of the law. However, information regarding a determination or finding made in error which was subsequently corrected or overturned, and/or was withdrawn by the issuing government entity, is not required. Individuals and Sole Proprietors may use a Social Security Number but are encouraged to obtain and use a federal Employer Identification Number (EIN).

NEW YORK STATE VENDOR RESPONSIBILITY QUESTIONNAIRE FOR-PROFIT CONSTRUCTION (CCA-2)

BUSINESS ENTITY INFORMATION

<u>Legal Business Name</u>		<u>EIN</u> _____		
Address of the <u>Principal Place of Business</u> (street, city, state, zip code)		<u>New York State Vendor Identification Number</u>		
		Telephone ext.	Fax	
		Website		
Authorized Contact for this Questionnaire				
Name		Telephone ext.	Fax	
Title		Email		
Additional <u>Business Entity</u> Identities: If applicable, list any other <u>DBA</u> , <u>Trade Name</u> , <u>Former Name</u> , Other Identity, or <u>EIN</u> used in the last five (5) years, the state or county where filed and the status (active or inactive).				
Type	Name	EIN	State or County where filed	Status

I. BUSINESS CHARACTERISTICS

1.0 Business Entity Type – Check appropriate box and provide additional information:

a) ☐ <u>Corporation</u> (including <u>PC</u>)	Date of Incorporation	
b) ☐ <u>Limited Liability Company</u> (LLC or PLLC)	Date Organized	
c) ☐ <u>Limited Liability Partnership</u>	Date of Registration	
d) ☐ <u>Limited Partnership</u>	Date Established	
e) ☐ <u>General Partnership</u>	Date Established	County (if formed in NYS)
f) ☐ <u>Sole Proprietor</u>	How many years in business?	
g) ☐ Other	Date Established	

If Other, explain:

1.1 Was the Business Entity formed in New York State?

☐ Yes ☐ No

If "No," indicate jurisdiction where the Business Entity was formed:

☐ United States	State	
☐ Other	Country	

NEW YORK STATE VENDOR RESPONSIBILITY QUESTIONNAIRE FOR-PROFIT CONSTRUCTION (CCA-2)

I. BUSINESS CHARACTERISTICS

1.2 Is the Legal Business Entity publicly traded?

☐ Yes ☐ No

If "Yes," provide the CIK code or Ticker Symbol:

1.3 Is the Business Entity currently registered to do business in New York State?

☐ Yes ☐ No

Note: Select "Not Required" if the Business Entity is a Sole Proprietor or General Partnership

☐ Not Required

If "No," explain why the Business Entity is not required to be registered to do business in New York State:

1.4 Is the responding Business Entity a Joint Venture? Note: If the submitting Business Entity is a Joint Venture, also submit a separate questionnaire for each Business Entity comprising the Joint Venture.

☐ Yes ☐ No

1.5 If the Business Entity's Principal Place of Business is not in New York State, does the Business Entity maintain an office in New York State?

☐ Yes ☐ No

☐ N/A

(Select "N/A" if Principal Place of Business is in New York State.)

If "Yes," provide the address and telephone number for one office located in New York State.

1.6 Is the Business Entity a New York State certified Minority-Owned Business Enterprise, or Women-Owned Business Enterprise, or New York State Small Business, or federally certified Disadvantaged Business Enterprise?

☐ Yes ☐ No

If "Yes," check all that apply:

☐ New York State certified Minority-Owned Business Enterprise (MBE)

☐ New York State certified Women-Owned Business Enterprise (WBE)

☐ New York State Small Business

☐ Federally certified Disadvantaged Business Enterprise (DBE)

1.7 Identify each person or business entity that is, or has been within the past five (5) years, Principal Owner of 5.0% or more of the firm's shares; a Business Entity Official; or one of the five largest shareholders, if applicable. *(Attach additional pages if necessary.)*

Joint Ventures: Provide information for all firms involved.

Name (For each person, include middle initial)	Title	Percentage of ownership (Enter 0%, if not applicable)	Employment status with the firm
			☐ Current ☐ Former
			☐ Current ☐ Former
			☐ Current ☐ Former
			☐ Current ☐ Former

NEW YORK STATE VENDOR RESPONSIBILITY QUESTIONNAIRE FOR-PROFIT CONSTRUCTION (CCA-2)

II. AFFILIATE and JOINT VENTURE RELATIONSHIPS

2.0 Are there any other construction-related firms in which, now or in the past five years, the submitting Business Entity or any of the individuals or business entities listed in question 1.7 either owned or owns 5.0% or more of the shares of, or was or is one of the five largest shareholders or a director, officer, partner or proprietor of said other firm? *(Attach additional pages if necessary.)* ☐ Yes ☐ No

Firm/Company Name	Firm/Company EIN (If available)	Firm/Company's Primary Business Activity

Firm/Company Address

Explain relationship with the firm and indicate percent of ownership, if applicable (enter N/A, if not applicable):

Are there any shareholders, directors, officers, owners, partners or proprietors that the submitting Business Entity has in common with this firm? ☐ Yes ☐ No

Individual's Name <i>(Include middle initial)</i>	Position/Title with Firm/Company

2.1 Does the Business Entity have any construction-related affiliates not identified in the response to question 2.0 above? *(Attach additional pages if necessary.)* ☐ Yes ☐ No

Affiliate Name	Affiliate EIN (If available)	Affiliate's Primary Business Activity

Affiliate Address

Explain relationship with the affiliate and indicate percent of ownership, if applicable *(enter N/A, if not applicable)*:

Are there any shareholders, directors, officers, owners, partners or proprietors that the submitting Business Entity has in common with this affiliate? ☐ Yes ☐ No

Individual's Name <i>(Include middle initial)</i>	Position/Title with Firm/Company

2.2 Has the Business Entity participated in any construction-related Joint Ventures within the past three (3) years? *(Attach additional pages if necessary.)* ☐ Yes ☐ No

Joint Venture Name	Joint Venture EIN (If available)	Identify parties to the Joint Venture

NEW YORK STATE VENDOR RESPONSIBILITY QUESTIONNAIRE FOR-PROFIT CONSTRUCTION (CCA-2)

III. CONTRACT HISTORY

3.0 Has the Business Entity completed any construction contracts? ☐ Yes ☐ No

If "Yes," list the ten most recent construction contracts the Business Entity has completed using Attachment A – Completed Construction Contracts, found at www.osc.state.ny.us/vendrep/documents/questionnaire/ac3294s.doc.

If less than ten, include most recent subcontracts on projects up to that number.

3.1 Does the Business Entity currently have uncompleted construction contracts? ☐ Yes ☐ No

If "Yes," list all current uncompleted construction contracts by using Attachment B – Uncompleted Construction Contracts, found at www.osc.state.ny.us/vendrep/documents/questionnaire/ac3295s.doc.

Note: Ongoing projects must be included.

IV. INTEGRITY – CONTRACT BIDDING

Within the past five (5) years, has the Business Entity, an affiliate, or any predecessor company or entity:

4.0 Been suspended or debarred from any government contracting process or been disqualified on any government procurement? ☐ Yes ☐ No

4.1 Been subject to a denial or revocation of a government prequalification? ☐ Yes ☐ No

4.2 Had any bid rejected by a government entity for lack of qualifications, responsibility or because of the submission of an informal, non-responsive or incomplete bid? ☐ Yes ☐ No

4.3 Had a proposed subcontract rejected by a government entity for lack of qualifications, responsibility or because of the submission of an informal, non-responsive or incomplete bid? ☐ Yes ☐ No

4.4 Had a low bid rejected on a government contract for failure to make good faith efforts on any Minority-Owned Business Enterprise, Women-Owned Business Enterprise or Disadvantaged Business Enterprise goal or statutory affirmative action requirements on a previously held contract? ☐ Yes ☐ No

4.5 Agreed to a voluntary exclusion from bidding/contracting with a government entity? ☐ Yes ☐ No

4.6 Initiated a request to withdraw a bid submitted to a government entity or made any claim of an error on a bid submitted to a government entity? ☐ Yes ☐ No

For each "Yes," provide an explanation of the issue(s), the Business Entity involved, the relationship to the submitting Business Entity, the government entity involved, project(s), relevant dates, any remedial or corrective action(s) taken and the current status of the issue(s). Provide answer(s) below or attach additional sheets with numbered responses.

V. INTEGRITY – CONTRACT AWARD

Within the past five (5) years, has the Business Entity, an affiliate, or any predecessor company or entity:

5.0 Defaulted on or been suspended, cancelled or terminated for cause on any contract? ☐ Yes ☐ No

5.1 Been subject to an administrative proceeding or civil action seeking specific performance or restitution (except any disputed work proceeding) in connection with any government contract? ☐ Yes ☐ No

5.2 Entered into a formal monitoring agreement, consent decree or stipulation settlement as specified by, or agreed to with, any government entity? ☐ Yes ☐ No

5.3 Had its surety called upon to complete any contract whether government or private sector? ☐ Yes ☐ No

5.4 Forfeited all or part of a standby letter of credit in connection with any government contract? ☐ Yes ☐ No

NEW YORK STATE VENDOR RESPONSIBILITY QUESTIONNAIRE FOR-PROFIT CONSTRUCTION (CCA-2)

V. INTEGRITY – CONTRACT AWARD

Within the past five (5) years, has the Business Entity, an affiliate, or any predecessor company or entity:

For each "Yes," provide an explanation of the issue(s), the Business Entity involved, the relationship to the submitting Business Entity, the government entity/owners involved, project(s), contract number(s), relevant dates, any remedial or corrective action(s) taken and the current status of the issue(s). Provide answer(s) below or attach additional sheets with numbered responses.

VI. CERTIFICATIONS/LICENSES

Within the past five (5) years, has the Business Entity, an affiliate, or any predecessor company or entity:

- | | |
|--|--|
| 6.0 Had a revocation or <u>suspension</u> of any business or professional permit and/or license? | ☐ Yes ☐ No |
| 6.1 Had a denial, decertification, revocation or forfeiture of New York State certification of <u>Minority-Owned Business Enterprise</u> , <u>Women-Owned Business Enterprise</u> or a federal certification of <u>Disadvantaged Business Enterprise</u> status, for other than a change of ownership? | ☐ Yes ☐ No |

For each "Yes," provide an explanation of the issue(s), the Business Entity involved, the relationship to the submitting Business Entity, the government entity involved, relevant dates, any remedial or corrective action(s) taken and the current status of the issue(s). Provide answer(s) below or attach additional sheets with numbered responses.

VII. LEGAL PROCEEDINGS/GOVERNMENT INVESTIGATIONS

Within the past five (5) years, has the Business Entity, an affiliate, or any predecessor company or entity:

- | | |
|--|--|
| 7.0 Been the subject of a criminal <u>investigation</u> , whether open or closed, or an indictment for any business-related conduct constituting a crime under local, state or <u>federal</u> law? | ☐ Yes ☐ No |
| 7.1 Been the subject of: | |
| (i.) An indictment, grant of immunity, <u>judgment</u> or conviction (including entering into a plea bargain) for conduct constituting a crime; or | ☐ Yes ☐ No |
| (ii.) Any criminal <u>investigation</u> , felony indictment or conviction concerning the formation of, or any business association with, an allegedly false or fraudulent <u>Minority-Owned Business Enterprise</u> , <u>Women-Owned Business Enterprise</u> , or a <u>Disadvantaged Business Enterprise</u> ? | ☐ Yes ☐ No |
| 7.2 Received any <u>OSHA</u> citation, which resulted in a final determination classified as <u>serious</u> or <u>willful</u> ? | ☐ Yes ☐ No |
| 7.3 Had a <u>government entity</u> find a willful prevailing wage or supplemental payment violation? | ☐ Yes ☐ No |
| 7.4 Had a New York State Labor Law violation deemed willful? | ☐ Yes ☐ No |
| 7.5 Entered into a consent order with the New York State Department of Environmental Conservation, or a <u>federal</u> , state or local government enforcement determination involving a violation of <u>federal</u> , state or local environmental laws? | ☐ Yes ☐ No |

NEW YORK STATE VENDOR RESPONSIBILITY QUESTIONNAIRE FOR-PROFIT CONSTRUCTION (CCA-2)

VII. LEGAL PROCEEDINGS/GOVERNMENT INVESTIGATIONS

Within the past five (5) years, has the Business Entity, an affiliate, or any predecessor company or entity:

7.6 Other than previously disclosed, been the subject of any <u>citations</u>, notices or violation orders; a pending administrative hearing, proceeding or determination of a violation of: • <u>Federal</u>, state or local health laws, rules or regulations; • <u>Federal</u>, state or local environmental laws, rules or regulations; • Unemployment insurance or workers compensation coverage or <u>claim</u> requirements; • Any labor law or regulation, which was deemed willful; • Employee Retirement Income Security Act (ERISA); • <u>Federal</u>, state or local human rights laws; • <u>Federal</u>, state or local security laws?	☐ Yes ☐ No
--	--

For each "Yes," provide an explanation of the issue(s), the Business Entity involved, the relationship to the submitting Business Entity, the government entity involved, relevant dates, any remedial or corrective action(s) taken and the current status of the issue(s). Provide answer(s) below or attach additional sheets with numbered responses.

Note: Information regarding a determination or finding made in error, which was subsequently corrected or overturned, and/or was withdrawn by the issuing government entity, is not required.

VIII. LEADERSHIP INTEGRITY

If the Business Entity is a Joint Venture Entity, answer "N/A - Not Applicable" to questions in this section.

Within the past five (5) years has any individual previously identified or any individual currently or formerly having the authority to sign, execute or approve bids, proposals, contracts or supporting documentation on behalf of the Business Entity with any government entity been:

8.0 <u>Sanctioned</u> relative to any business or professional permit and/or license?	☐ Yes ☐ No ☐ N/A
8.1 <u>Suspended, debarred or disqualified</u> from any <u>government contracting process</u>?	☐ Yes ☐ No ☐ N/A
8.2 The subject of a criminal <u>investigation</u>, whether open or closed, or an indictment for any business-related conduct constituting a crime under local, state or <u>federal</u> law?	☐ Yes ☐ No ☐ N/A
8.3 Charged with a misdemeanor or felony, indicted, granted immunity, convicted of a crime or subject to a judgment for: (i.) Any business-related activity, including but not limited to fraud, coercion, extortion, bribe or bribe-receiving, giving or accepting unlawful gratuities, immigration or tax fraud, racketeering, mail fraud, wire fraud, price-fixing or collusive bidding; or (ii.) Any crime, whether or not business-related, the underlying conduct of which related to truthfulness, including but not limited to the filing of false documents or false sworn statements, perjury or larceny	☐ Yes ☐ No ☐ N/A

For each "Yes," provide an explanation of the issue(s), the individual involved, the relationship to the submitting Business Entity, the government entity involved, relevant dates, any remedial or corrective action(s) taken and the current status of the issue(s). Provide answer(s) below or attach additional sheets with numbered responses.

NEW YORK STATE VENDOR RESPONSIBILITY QUESTIONNAIRE FOR-PROFIT CONSTRUCTION (CCA-2)

IX. FINANCIAL AND ORGANIZATIONAL CAPACITY

9.0 Within the past five (5) years, has the Business Entity or any affiliate received any formal unsatisfactory performance assessment(s) from any government entity on any contract? ☐ Yes ☐ No

If "Yes," provide an explanation of the issue(s), the Business Entity involved, the relationship to the submitting Business Entity, the government entity involved, relevant dates, any remedial or corrective action(s) taken and the current status of the issue(s). Provide answer below or attach additional sheets with numbered responses.

9.1 Within the past five (5) years, has the Business Entity or any affiliate had any liquidated damages assessed over \$25,000? ☐ Yes ☐ No

If "Yes," provide an explanation of the issue(s), the Business Entity involved, the relationship to the submitting Business Entity, relevant dates, the contracting party involved, the amount assessed and the current status of the issue(s). Provide answer below or attach additional sheets with numbered responses.

9.2 Within the past five (5) years, has the Business Entity or any affiliate had any liens, claims or judgments over \$25,000 filed against the Business Entity which remain undischarged or were unsatisfied for more than 90 days? (Note: Including but not limited to tax warrants or liens. Do not include UCC filings.) ☐ Yes ☐ No

If "Yes," provide an explanation of the issue(s), the Business Entity involved, the relationship to the submitting Business Entity, relevant dates, the Lien holder or Claimants' name(s), the amount of the lien(s) and the current status of the issue(s). Provide answer below or attach additional sheets with numbered responses.

9.3 In the last seven (7) years, has the Business Entity or any affiliate initiated or been the subject of any bankruptcy proceedings, whether or not closed, or is any bankruptcy proceeding pending? ☐ Yes ☐ No

If "Yes," provide the Business Entity involved, the relationship to the submitting Business Entity, the bankruptcy chapter number, the court name and the docket number. Indicate the current status of the proceedings as "Initiated," "Pending" or "Closed." Provide answer below or attach additional sheets with numbered responses.

9.4 What is the Business Entity's Bonding Capacity?

a. Single Project

b. Aggregate (All Projects)

9.5 List Business Entity's Gross Sales for the previous three (3) Fiscal Years:

1st Year (Indicate year)
Gross Sales

2nd Year (Indicate year)
Gross Sales

3rd Year (Indicate year)
Gross Sales

9.6 List Business Entity's Average Backlog for the previous three (3) fiscal years:
(Estimated total value of uncompleted work on outstanding contracts)

1st Year (Indicate year)
Amount

2nd Year (Indicate year)
Amount

3rd Year (Indicate year)
Amount

9.7 Attach Business Entity's most recent annual financial statement and accompanying notes or complete Attachment C – Financial Information, found at www.osc.state.ny.us/vendrep/documents/questionnaire/ac3296s.xls.
(This information must be attached.)

**NEW YORK STATE VENDOR RESPONSIBILITY QUESTIONNAIRE
FOR-PROFIT CONSTRUCTION (CCA-2)**

X. FREEDOM OF INFORMATION LAW (FOIL)

10.0 Indicate whether any information provided herein is believed to be exempt from disclosure under the Freedom of Information Law (FOIL).

Note: A determination of whether such information is exempt from FOIL will be made at the time of any request for disclosure under FOIL. Attach additional pages if necessary.

☐ Yes ☐ No

If "Yes," indicate the question number(s) and explain the basis for the claim.

**NEW YORK STATE VENDOR RESPONSIBILITY QUESTIONNAIRE
FOR-PROFIT CONSTRUCTION (CCA-2)**

Certification

The undersigned: (1) recognizes that this questionnaire is submitted for the express purpose of assisting New York State government entities (including the Office of the State Comptroller (OSC)) in making responsibility determinations regarding award or approval of a contract or subcontract and that such government entities will rely on information disclosed in the questionnaire in making responsibility determinations; (2) acknowledges that the New York State government entities and OSC may, in their discretion, by means which they may choose, verify the truth and accuracy of all statements made herein; and (3) acknowledges that intentional submission of false or misleading information may result in criminal penalties under State and/or Federal Law, as well as a finding of non-responsibility, contract suspension or contract termination.

The undersigned certifies that he/she:

- is knowledgeable about the submitting Business Entity's business and operations;
- has read and understands all of the questions contained in the questionnaire;
- has not altered the content of the questionnaire in any manner;
- has reviewed and/or supplied full and complete responses to each question;
- to the best of his/her knowledge, information and belief, confirms that the Business Entity's responses are true, accurate and complete, including all attachments, if applicable;
- understands that New York State government entities will rely on the information disclosed in the questionnaire when entering into a contract with the Business Entity; and
- is under an obligation to update the information provided herein to include any material changes to the Business Entity's responses at the time of bid/proposal submission through the contract award notification, and may be required to update the information at the request of the New York State government entities or OSC prior to the award and/or approval of a contract, or during the term of the contract.

Signature of Owner/Official _____

Printed Name of Signatory _____

Title _____

Name of Business _____

Address _____

City, State, Zip _____

Sworn to before me this _____ day of _____, 20__;

Notary Public

April 17, 2025

AMENDMENT NO. 2

TO

RFB-2025-002

DR-4625NY CITY OF ROME DISASTER RECOVERY
LINK ROAD CULVERT REPLACEMENT

BID OPENING

APRIL 24th, 2025 @ 11:00 AM AT ROME CITY HALL

NOTE: This amendment shall be attached to and become a part of the Proposal for **RFB-2025-002** as outlined below:

Clarification: On Contract Bid Sheets BS-2 (proposal page 21), for Item 209.1003 – Seed and Mulch – Temporary; the units should be **Square Yards** not Linear Foot. The estimated quantity is correct as noted at **214 Square Yards**.

Question: Do you have a detail for the temporary stone check dam on sheet 14?

Response: *Item 209.110103 - CHECK DAM (DITCH BOTTOM WIDTH > 6' TO 10'), STONE-TEMPORARY; should be constructed in accordance with NYSDOT Standard Sheet 209-02*
https://www.dot.ny.gov/main/business-center/engineering/cadd-info/drawings/standard-sheets-us-repository/209-02_Q90117_E1.pdf

Question: Do you have a limit of the clearing and grubbing; the bid form just says large area?

Response: *The limits of Item 201.06 should be the entire limits of the Temporary Easement. It should be noted the City of Rome has already cut any trees larger than 3" DBH in advance of construction however the contractor will need to dispose and grub of the remains.*

All Bidders **MUST** complete acknowledging receipt of this amendment and attached to their respective bids. If the Bidder fails to complete the 'Amendment Acknowledgement' below, his bid could be declared informal thereby delaying award of the contract.

PLEASE BE GOVERNED ACCORDINGLY WHEN SUBMITTING BIDS.

Company Name: Slate Hill Constructors Inc

Address: 6573 Herman Rd Warrens NY 13164

Date: 4/23/25

Contact Name: Jacob Lukacz

Contact Signature: 



END ADDENDUM NO. 2

April 8, 2025

AMENDMENT NO. 1
TO
RFB-2025-002

DR-4625NY CITY OF ROME DISASTER RECOVERY
LINK ROAD CULVERT REPLACEMENT

BID OPENING
APRIL 24 14, 2025 @ 11:0 AM AT ROME CITY HALL

NOTE: This amendment shall be attached to and become a part of the Proposal for **RFB-2025-002** as outlined below:

1. **Question:** Due to difficulties in procuring raw materials for the Aluminum Box Culvert, can the requirements as outlined under NYSDOT Section 106-11, Buy America, be waived?

Response: In review of the proposed guidance from FEMA, as this project is classified as a *Public Assistance Grant Program*, specific clauses of the Buy American Clause can be waived. The City of Rome based upon this guidance is **waiving the Buy American Clause** as outlined under Section 106-11 of the NYSDOT specifications for Item 603.59060016, Long Span Corrugated Structural Plate Structure – Aluminum (#72 Box).

All Bidders **MUST** complete acknowledging receipt of this amendment and attached to their respective bids. If the Bidder fails to complete the 'Amendment Acknowledgement' below, his bid could be declared informal thereby delaying award of the contract.

PLEASE BE GOVERNED ACCORDINGLY WHEN SUBMITTING BIDS.

Company Name: Slate Hill Constructors Inc

Address: 6573 Herman RD Warners NY 13164

Date: 4/23/25

Contact Name: Jacob Lukacz

Contact Signature: 



END ADDENDUM NO. 1

BIDDING & CONTRACT REQUIREMENTS

SECTION 00481

STATEMENT OF SURETY'S INTENT

To: City of Rome
(Owner)

We have reviewed the Bid of Slate Hill Constructors, Inc.
(Contractor)

of 6573 Herman Road P.O Box 279 Warners, NY 13164
(Address)

for Project# RFB 2025-002; DR-4625NY City of Rome Disaster Recovery - Link Road
Culvert Replacement

City of Rome – Oneida County, NY

Bids for which will be received on 04/24/2025
(Bid Opening Date)

and wish to advise that should this Bid of the Contractor be accepted and the Contract awarded to him, it is our present intention to become surety on the performance bond and labor and material bond required by the contract.

Any arrangement for the bonds required by the Contract is a matter between the Contractor and ourselves and we assume no liability to you or third parties if for any reason we do not execute the requisite bonds.

We are duly authorized to do business in the State of New York, and we appear on U.S. Treasury Department's most current list (Circular 570 as amended).

Attest:



Liberty Mutual Insurance Company


Surety's Authorized Signature(s)
Christina Gladle Attorney-In-Fact

Attach Power of Attorney

(Corporate seal if any. If
no seal, write "No Seal"
across this place and sign)

BID BOND

Any singular reference to Bidder, Surety, Owner or other party shall be considered plural where applicable.

BIDDER (Name and Address): Slate Hill Constructors, Inc.
6573 Herman Road P.O Box 279
Warners, NY 13164

SURETY (Name and Address of Principal Place of Business): Liberty Mutual Insurance Company
175 Berkeley Street
Boston, MA 02116

OWNER (Name and Address): City of Rome
198 North Washington Street
Rome, NY 13440

BID

Bid Due Date: As Noted in the Invitation to Bidders 4/24/2025
Description: **DR-4625NY City of Rome Disaster Recovery – Link Road Culvert Replacement**

BOND

Bond Number: N/A

Date (Not earlier than Bid due date): 4/24/2025

Penal sum Five percent of attached bid

(Words)

\$ 5%--OAB

(Figures)

Surety and Bidder, intending to be legally bound hereby, subject to the terms set forth below, do each cause this Bid Bond to be duly executed by an authorized officer, agent, or representative.

BIDDER

Slate Hill Constructors, Inc.

Bidder's Name and Corporate Seal

By:

Signature

Jeffrey A. Hanlon

Print Name

Vice President

Title

Attest:

Signature

Title

SURETY

(Seal) Liberty Mutual Insurance Company

(Seal)

Surety's Name and Corporate Seal

By:

Signature (Attach Power of Attorney)

Christina Gladle

Print Name

Attorney-In-Fact

Title

Attest:

Signature

Title

Note: Above addresses are to be used for giving any required notice. Provide execution by any additional parties, such as joint venturers, if necessary.

1. Bidder and Surety, jointly and severally, bind themselves, their heirs, executors, administrators, successors, and assigns to pay to Owner upon default of Bidder the penal sum set forth on the face of this Bond. Payment of the penal sum is the extent of Bidder's and Surety's liability. Recovery of such penal sum under the terms of this Bond shall be Owner's sole and exclusive remedy upon default of Bidder.
2. Default of Bidder shall occur upon the failure of Bidder to deliver within the time required by the Bidding Documents (or any extension thereof agreed to in writing by Owner) the executed Agreement required by the Bidding Documents and any performance and payment bonds required by the Bidding Documents.
3. This obligation shall be null and void if:
 - 3.1 Owner accepts Bidder's Bid and Bidder delivers within the time required by the Bidding Documents (or any extension thereof agreed to in writing by Owner) the executed Agreement required by the Bidding Documents and any performance and payment bonds required by the Bidding Documents, or
 - 3.2 All Bids are rejected by Owner, or
 - 3.3 Owner fails to issue a Notice of Award to Bidder within the time specified in the Bidding Documents (or any extension thereof agreed to in writing by Bidder and, if applicable, consented to by Surety when required by Paragraph 5 hereof).
4. Payment under this Bond will be due and payable upon default of Bidder and within 30 calendar days after receipt by Bidder and Surety of written notice of default from Owner, which notice will be given with reasonable promptness, identifying this Bond and the Project and including a statement of the amount due.
5. Surety waives notice of any and all defenses based on or arising out of any time extension to issue Notice of Award agreed to in writing by Owner and Bidder, provided that the total time for issuing Notice of Award including extensions shall not in the aggregate exceed 120 days from Bid due date without Surety's written consent.
6. No suit or action shall be commenced under this Bond prior to 30 calendar days after the notice of default required in Paragraph 4 above is received by Bidder and Surety and in no case later than one year after Bid due date.
7. Any suit or action under this Bond shall be commenced only in a court of competent jurisdiction located in the state in which the Project is located.
8. Notices required hereunder shall be in writing and sent to Bidder and Surety at their respective addresses shown on the face of this Bond. Such notices may be sent by personal delivery, commercial courier, or by United States Registered or Certified Mail, return receipt requested, postage pre-paid, and shall be deemed to be effective upon receipt by the party concerned.
9. Surety shall cause to be attached to this Bond a current and effective Power of Attorney evidencing the authority of the officer, agent, or representative who executed this Bond on behalf of Surety to execute, seal, and deliver such Bond and bind the Surety thereby.
10. This Bond is intended to conform to all applicable statutory requirements. Any applicable requirement of any applicable statute that has been omitted from this Bond shall be deemed to be included herein as if set forth at length. If any provision of this Bond conflicts with any applicable statute, then the provision of said statute shall govern and the remainder of this Bond that is not in conflict therewith shall continue in full force and effect.
11. The term "Bid" as used herein includes a Bid, offer, or proposal as applicable.



POWER OF ATTORNEY

Liberty Mutual Insurance Company
The Ohio Casualty Insurance Company
West American Insurance Company

Certificate No: **8213519-985986**

KNOWN ALL PERSONS BY THESE PRESENTS: That The Ohio Casualty Insurance Company is a corporation duly organized under the laws of the State of New Hampshire, that Liberty Mutual Insurance Company is a corporation duly organized under the laws of the State of Massachusetts, and West American Insurance Company is a corporation duly organized under the laws of the State of Indiana (herein collectively called the "Companies"), pursuant to and by authority herein set forth, does hereby name, constitute and appoint, Adam Barkley; Christina Gladle; Jeffrey A. Gresham; Jeffrey R. Mirabito; Katherine D. Jennison; Lorne A. Brooks; Lory L. Crawford; Melanie L. Colburn; Molly J. Janitz; Valerie S. Shara

all of the city of Vestal state of NY each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents and shall be as binding upon the Companies as if they have been duly signed by the president and attested by the secretary of the Companies in their own proper persons.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Companies and the corporate seals of the Companies have been affixed thereto this 27th day of March, 2025.



Liberty Mutual Insurance Company
The Ohio Casualty Insurance Company
West American Insurance Company

By:

Nathan J. Zangerle

Nathan J. Zangerle, Assistant Secretary

State of PENNSYLVANIA ss
County of MONTGOMERY

On this 27th day of March, 2025 before me personally appeared Nathan J. Zangerle, who acknowledged himself to be the Assistant Secretary of Liberty Mutual Insurance Company, The Ohio Casualty Company, and West American Insurance Company, and that he, as such, being authorized so to do, execute the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at Plymouth Meeting, Pennsylvania, on the day and year first above written.



Commonwealth of Pennsylvania - Notary Seal
Teresa Pastella, Notary Public
Montgomery County
My commission expires March 28, 2029
Commission number 1126044
Member, Pennsylvania Association of Notaries

By:

Teresa Pastella
Teresa Pastella, Notary Public

This Power of Attorney is made and executed pursuant to and by authority of the following By-laws and Authorizations of The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company which resolutions are now in full force and effect reading as follows:

ARTICLE IV - OFFICERS: Section 12. Power of Attorney.

Any officer or other official of the Corporation authorized for that purpose in writing by the Chairman or the President, and subject to such limitation as the Chairman or the President may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Corporation to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Corporation by their signature and execution of any such instruments and to attach thereto the seal of the Corporation. When so executed, such instruments shall be as binding as if signed by the President and attested to by the Secretary. Any power or authority granted to any representative or attorney-in-fact under the provisions of this article may be revoked at any time by the Board, the Chairman, the President or by the officer or officers granting such power or authority.

ARTICLE XIII - Execution of Contracts: Section 5. Surety Bonds and Undertakings.

Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.

Certificate of Designation - The President of the Company, acting pursuant to the Bylaws of the Company, authorizes Nathan J. Zangerle, Assistant Secretary to appoint such attorneys-in-fact as may be necessary to act on behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

Authorization - By unanimous consent of the Company's Board of Directors, the Company consents that facsimile or mechanically reproduced signature of any assistant secretary of the Company, wherever appearing upon a certified copy of any power of attorney issued by the Company in connection with surety bonds, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

I, Renee C. Llewellyn, the undersigned, Assistant Secretary, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company do hereby certify that the original power of attorney of which the foregoing is a full, true and correct copy of the Power of Attorney executed by said Companies, is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 24th day of April, 2025.



By:

Renee C. Llewellyn
Renee C. Llewellyn, Assistant Secretary

Not valid for mortgage, note, loan, letter of credit, currency rate, interest rate or residual value guarantees.

For bond and/or Power of Attorney (POA) verification inquiries, please call 610-832-8240 or email HOSUR@libertymutual.com.



LIBERTY MUTUAL INSURANCE COMPANY
FINANCIAL STATEMENT – DECEMBER 31, 2023

Assets	Liabilities
Cash and Bank Deposits.....\$1,850,245,073.00	Unearned Premiums.....\$10,298,963,305.00
*Bonds – U.S Government.....\$3,859,565,383.00	Reserve for Claims and Claims Expense.....\$28,848,537,243.00
*Other Bonds.....\$21,048,805,773.00	Funds Held Under Reinsurance Treaties.....\$360,714,151.00
*Stocks.....\$19,937,271,802.00	Reserve for Dividends to Policyholders.....\$1,310,198.00
Real Estate.....\$122,228,711.00	Additional Statutory Reserve.....\$296,126,000.00
Agents' Balances or Uncollected Premiums...\$8,208,660,427.00	Reserve for Commissions, Taxes and Other Liabilities.....\$7,622,413,466.63
Accrued Interest and Rents.....\$186,906,667.00	Total.....\$47,428,064,363.63
Other Admitted Assets.....\$15,677,869,683.63	Special Surplus Funds.....\$209,508,757.00
Total Admitted Assets.....\$70,891,553,519.63	Capital Stock.....\$10,000,075.00
	Paid in Surplus.....\$13,834,867,488.00
	Unassigned Surplus.....\$9,409,112,836.00
	Surplus to Policyholders.....\$23,463,489,156.00
	Total Liabilities and Surplus.....\$70,891,553,519.63

* Bonds are stated at amortized or investment value; Stocks at Association Market Values.
The foregoing financial information is taken from Liberty Mutual Insurance Company's financial statement filed with the Massachusetts Department of Insurance.

I, TIM MIKOLAJEWSKI, Assistant Secretary of Liberty Mutual Insurance Company, do hereby certify that the foregoing is a true, and correct statement of the Assets and Liabilities of said Corporation, as of December 31, 2023, to the best of my knowledge and belief.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Corporation at Seattle, Washington, this 8th day of March, 2024.



Timothy A. Mikolajewski

Timothy A. Mikolajewski, Assistant Secretary

CORPORATE ACKNOWLEDGEMENT

STATE OF NEW YORK

COUNTY OF ONONDAGA

On this 24th day of APRIL, 2025 before me personally came

JEFFREY A. HANLON who being by me duly sworn, did depose

and say that he/she resides in WARNERS, NY he/she is the

VICE PRESIDENT of the SLATE HILL CONSTRUCTORS, INC.

corporation described in and which executed the foregoing instrument; that he/she knew the seal of said corporation; that the seal affixed to said instrument was such corporate seal; that it was so affixed by order of the Board of Directors of said corporation, and that he/she signed his/her name thereto by like order.



Notary Public

**KEITH P BUTLER #01BU6063138
NOTARY PUBLIC NEW YORK STATE
QUALIFIED IN ONONDAGA COUNTY
COMMISSION EXPIRES 08/27/2025**

SURETY ACKNOWLEDGEMENT

STATE OF NEW YORK

COUNTY OF ONONDAGA

On this 24th day of APRIL, 2025 before me personally came
CHRISTINA GLADLE to me known who being by me duly sworn, did depose and say
that he/she resides in EAST SYRACUSE, NY; that he/she is the
ATTORNEY-IN-FACT of the LIBERTY MUTUAL INSURANCE COMPANY
the corporation described in and which executed the within instrument; that he/she knows the
seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was
so affixed by order of the Board of Directors of said corporation, and that he/she signed his/her
name thereto by like order.



Notary Public

**KEITH P BUTLER #01BU6063138
NOTARY PUBLIC NEW YORK STATE
QUALIFIED IN ONONDAGA COUNTY
COMMISSION EXPIRES 08/27/2025**